

4-833. Stipulation of dismissal; mediated settlement agreement.

[For use with Magistrate Court Rule 2-806 NMRA,
Metropolitan Court Rule 3-806 NMRA]

STATE OF NEW MEXICO
[COUNTY OF _____]
_____ COURT

_____, Plaintiff,

v. _____ No. _____

_____, Defendant.

**STIPULATION OF DISMISSAL
AFTER MEDIATED SETTLEMENT AGREEMENT**

The parties have entered into a Mediated Settlement Agreement. The parties stipulate that this case should be dismissed because the Mediated Settlement Agreement fully and finally resolves all of the issues in this case. However, if the terms of the Mediated Settlement Agreement are not fulfilled, the parties reserve the right to ask the court to reopen this case within five years from the filing date of this document for the limited purpose of entering a judgment to enforce the terms of the Mediated Settlement Agreement and for such other relief as the court deems just and proper.

The parties have agreed (*check one*):

- To file the Mediated Settlement Agreement in this case; or
- To waive filing the Mediated Settlement Agreement in this case. Each party will take responsibility for retaining a copy of the Mediated Settlement Agreement. In any action related to the Mediated Settlement Agreement, the responsibility to produce a copy of the Mediated Settlement Agreement belongs to the parties and not to the court.

Plaintiff or Attorney for Plaintiff

Defendant or Attorney for Defendant

[Adopted by Supreme Court Order No. 14-8300-012, effective for all cases pending or filed on or after December 31, 2014.]