

1 WHEREAS, the Chief Justice having determined that the need for a standing
2 designation order continues to exist and that it would be in the best interests of
3 judicial economy to amend the January 24, 2014, order to include the designation of
4 out-of-district judges when the minor child of a judge or employee of the Ninth
5 Judicial District Court is a party to case proceeding in the Ninth Judicial District
6 Court, and to provide an updated standing order for out-of-district designations for
7 cases filed in the Ninth Judicial District;

8 NOW, THEREFORE, IT IS ORDERED that the January 24, 2014, order
9 designating out-of-district judges for cases wherein judicial employees of the Ninth
10 Judicial District Court are parties is superseded by this order;

11 IT IS FURTHER ORDERED pursuant to the authority of the Chief Justice
12 under Article VI, Sections 3 and 15, of the Constitution of the State of New Mexico,
13 the Chief Judge of the Fifth Judicial District Court shall have the authority to
14 designate a sitting district judge from the Chief Judge's judicial district to preside
15 over any district court case filed in the Ninth Judicial District Court when automatic
16 recusal is required under Rule 1-088(C) NMRA, Rule 5-105(C) NMRA, or Rule 10-
17 161(C) NMRA because a judge or employee of the Ninth Judicial District Court is
18 a party to the case; or, when a judge or employee's minor child is a party to the case;

1 IT IS FURTHER ORDERED that the Clerk of the Ninth Judicial District
2 Court shall notify the Chief Judge of the Fifth Judicial District Court of the need for
3 the designation of a judge to preside over a case under the terms of this order if the
4 parties to said case do not stipulate to a replacement judge within the 10-day
5 stipulation period in Rule 1-088(C), 5-105(C), or 10-161(C) NMRA, as applicable;

6 IT IS FURTHER ORDERED that any judge designated under the terms of
7 this order may be reimbursed for mileage and per diem, provided that such costs are
8 paid directly by the Ninth Judicial District Court;

9 IT IS FURTHER ORDERED that, if a case remains pending on the docket of
10 the Ninth Judicial District Court after the designated judge is no longer a sitting
11 district judge, the case shall be referred to the Chief Judge of the Fifth Judicial
12 District Court for a new designation under the terms of this order;

13 IT IS FURTHER ORDERED that this order does not affect or supersede the
14 standing designation order in effect for Ninth Judicial District Court cases involving
15 judicial employees seeking relief under the Family Violence Protection Act; and

16 IT IS FURTHER ORDERED that this order shall remain in full force and
17 effect until such time as it is modified or withdrawn by the Chief Justice of the
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1 Supreme Court.

2 DONE at Santa Fe, New Mexico, this 26th day of June, 2023.

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A handwritten signature in black ink, appearing to read "C. Shannon Bacon". The signature is written in a cursive style with a horizontal line extending from the end of the signature.

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C. Shannon Bacon, Chief Justice

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