

District Court Odyssey Probate Hearing Type Codes Lower Court Competency / Mental Health

Code	Description	Comments/Usage Instructions	Statute/Rule
4528	Bench Trial	A bench trial is defined as a trial without a jury in which the judge serves as the fact-finder. The trial must result in a judgment, meaning any decree and/or any order from which an appeal lies. Interim hearings, even if dispositive, are not bench trials. A motion to suppress hearing, even if evidence is taken and even if it resolves the case because the evidence is suppressed resulting in the dismissal of the case not a bench trial. Summary Judgment hearings are not bench trials. A bench trial that is calendared and then dismissed by the parties or the court is not a bench trial.	
4508	Competency Hearing	Use when scheduling a hearing when the issue of competency has been raised.	31-9-1 NMSA 1978
4597	Competency Review Hearing	Use when scheduling a hearing for review after finding of incompetency. Set within 90 days of the entry of the order committing an incompetent defendant to undergo treatment.	31-9-1.3 NMSA 1978
4595	Dangerousness Hearing	Use when scheduling a hearing after a finding of incompetency to allow the court to determine if released, the defendant presents a serious threat of inflicting great bodily harm on another or of violating Section 30-9-11 or Section 30-9-13 NMSA 1978. Hearing set per 5-602 NMRA.	30-9-11 or 30-9-13 NMSA 1978 and 5-602 NMRA
4524	Mental Health Hearing	Use when scheduling a Commitment, Appointment of Treatment Guardian and/or Application to Administer Medication hearing.	

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4527	Motion Hearing	Use when a party makes an oral or written request (motion) before, during or after a trial. The purpose of the hearing is to ask the judge to issue a ruling or order on the motion.	
4557	Warrant Hearing	Use for a hearing on a warrant, whether on a motion to quash or another matter.	