

#### **4A-401. Uncontested petition for paternity; forms needed; filing fee.**

A. **Forms to be filed.** In an uncontested paternity proceeding, the parties need to file the following completed forms with the court:

- (1) a Domestic Relations Cover Sheet, Form 4A-101 NMRA is required;
- (2) a Petition to Establish Parentage, Form 4A-402 NMRA is provided;

and

- (3) a Final Decree of Parentage. Form 4A-403 NMRA is provided.

B. **Custody Plan and Child Support Obligation.** If child support is to be ordered, a Custody Plan (Form 4A-302 NMRA), Child Support Obligation (Form 4A-303 NMRA), and child support worksheet are required. A Wage Withholding Order (Form 4A-304 NMRA) may also be required if requested by a party. See Form 4A-300 NMRA for an explanation of the Custody Plan, Child Support Obligation, child support worksheet, and Wage Withholding Order.

C. **Type or print.** The parties must type or print all of the information required to be completed on the forms. Many forms may be downloaded and completed or completed on-line. If a pre-printed form is being used by the parties and there is not enough room on the form to provide all of the information required, use a separate page for the information and staple the page to the pre-printed form before making copies and filing the form with the court.

D. **Sign the pleadings.** A party's signature on a pleading or paper filed with the court constitutes a certificate that the party has read the paper and that to the best of the party's knowledge, information and belief there is good grounds to support it.

E. **Forms required to be signed before a notary.** Both the husband and wife must sign the following pleadings and papers before a notary:

- (1) the Petition for Parentage; and
- (2) if child support is to be ordered, the Custody Plan and Child Support

Obligation.

F. **File the forms with the court.** After the parties have completed and signed the forms, the parties must file them with the court clerk.

G. **Required number of copies.** An original and two (2) copies of each form must be filed.

H. **Pay the filing fee.** A filing fee must be paid to the clerk in cash or money order at the time the petition and information sheet are filed unless free process is approved.

[Approved, effective November 15, 2002; 4A-206 recompiled as 4A-401 by Supreme Court Order No. 13-8300-010, effective for all pleadings and papers filed on or after May 31, 2013, in all cases pending or filed on or after May 31, 2013; as amended by Supreme Court Order No. 13-8300-014, effective immediately in all cases pending or filed on or after June 24, 2013.]