**9-210. Warrant for arrest.**

[For use with Magistrate Court Rule 6-206 NMRA,

Metropolitan Court Rule 7-206 NMRA, and

Municipal Court Rule 8-806 NMRA]

STATE OF NEW MEXICO

[COUNTY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_]

[CITY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_]

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COURT

 No. \_\_\_\_\_\_\_\_\_\_

[STATE OF NEW MEXICO]

[COUNTY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_]

[CITY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_]

v.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Defendant

**WARRANT FOR ARREST**

 THE [STATE OF NEW MEXICO] [CITY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_]

 TO ANY OFFICER AUTHORIZED TO EXECUTE THIS WARRANT1:

 BASED ON A FINDING OF PROBABLE CAUSE, YOU ARE COMMANDED to arrest the above-named defendant and bring the defendant without unnecessary delay before this court2: to answer the charge of (*here state common name and description of offense charged*):

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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contrary to Section(s) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (NMSA 1978) (OF THE MUNICIPAL ORDINANCE OF THIS MUNICIPALITY) THIS WARRANT MAY BE EXECUTED:

 [ ] in any jurisdiction;

 [ ] anywhere in this state;

 [ ] anywhere in this county;

 [ ] anywhere in this city.

 The person obtaining this warrant shall cause it to be entered into a law enforcement information system3:

 [ ] maintained by the state police.

 [ ] \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (*identify other law enforcement information system*).

Dated this \_\_\_\_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_.

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Judge

**RETURN WHERE DEFENDANT IS FOUND**

 I arrested the above-named defendant on the \_\_\_\_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_, and served a copy of this warrant on the \_\_\_\_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_ and caused this warrant to be removed from the warrant information system identified in this warrant.

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Signature

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Title

USE NOTES

 1. An arrest warrant may be directed to a full-time salaried state or county law enforcement officer, a municipal police officer, a campus security officer, or an Indian tribal or pueblo law enforcement officer.

 2. If the judge is unavailable, defendant must be brought before designee for setting of conditions of release. A defendant accused of a bailable offense may not be held without the setting of conditions of release. (Rules 6-401, 8-401 NMRA.)

 3. All district court, metropolitan court and magistrate court felony, misdemeanor and driving while under the influence of intoxicating liquor or drugs warrants must be entered into a law enforcement information system.

[As amended, effective July 1, 1999; March 1, 2000.]