

4B-1001. Order transferring case from probate court to district court.

[For use with Rules 1B-101 and 1B-701 NMRA]

STATE OF NEW MEXICO
COUNTY OF _____
PROBATE COURT

IN THE MATTER OF THE ESTATE OF _____, DECEASED. No. _____

**ORDER TRANSFERRING CASE FROM PROBATE COURT
TO DISTRICT COURT**

The probate court hereby transfers the above-captioned matter to the district court for the following reason(s):

The probate court judge has declined the application for informal probate of a will under Section 45-3-305 NMSA 1978.

The probate court judge has declined the application for informal appointment of a personal representative under Section 45-3-309 NMSA 1978.

The probate court judge has declined to act due to a conflict of interest.

An evidentiary hearing may be required.

A general description of the issue presented is as follows: _____

IT IS, THEREFORE, ORDERED that the case in the matter of the Estate of _____, Deceased, Probate Court No. _____ filed in the probate court of _____ County, be transferred to the _____ (*insert number of the district court, such as Second, Thirteenth, etc.*) Judicial District Court for _____ County, New Mexico, for further proceedings.

IT IS FURTHER ORDERED that _____ shall pay any filing fee required by the district court.

Witness my hand and seal of the Probate Court on _____, _____.

County Probate Judge

(Seal)

[Adopted by Supreme Court Order No. 18-8300-014, effective for all cases pending or filed on or after December 31, 2018.]