

## MOTIONS FOR TEMPORARY RELIEF

After your petition has been filed but before the court issues a final decree, you may request assistance on a temporary basis. These Motions may include:

1. Motion for Temporary Order –

- This Motion may be filed only if it is necessary to ask the court to fairly divide property or monthly bills and income. Also, to possibly award a temporary order for custody, timesharing, child support, or for a temporary allocation of community resources to permit both parties to hire an attorney, etc.

2. Motion to Modify Temporary Order –

- This Motion may be filed to request the court to modify a temporary order entered by the court. If a court order of temporary division of income and debts is being challenged, the party must complete an Interim Monthly Income and Expenses Statement (Form 4A-212 NMRA) and file it with the court at the time you file this motion.

3. Motion for Referral to Mediation (Child Custody, Timesharing, or Visitation) *OR*  
Motion for Referral to Mediation (Child Support or Other Financial Issues) –

- These Motions may be used if parties cannot agree on certain issues in the divorce action and the other party will not voluntarily attend mediation to sort out issues.

**Note:** If the motion relates to money, parties shall disclose to other parties relevant information concerning characterization, valuation, division or distribution of assets or liabilities, whether separate or community property, in any proceeding involving the distribution of property or the establishment or modification of child or spousal support as provided in Rule NMRA 1-123 and complete the enclosed Notice of Compliance with Rule 1-123 NMRA. Please visit the Center for Self Help and Dispute Resolution for further assistance.