

**9-511. Waiver of six month trial rule.**

[For use with Magistrate Court Rule 6-506 NMRA and Municipal Court Rule 8-506 NMRA.]

STATE OF NEW MEXICO  
[COUNTY OF \_\_\_\_\_]  
[CITY OF \_\_\_\_\_]  
IN THE \_\_\_\_\_ COURT

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

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

v.

\_\_\_\_\_

**WAIVER OF SIX MONTH TRIAL RULE**

I understand that I have a right to have the trial in this case begin within one hundred eighty-two (182) days after my arraignment. I understand my signature on this form means I give up my right to have the charges in this case dismissed with prejudice if the trial does not begin within one hundred eighty-two (182) days after my arraignment, as by provided by rule.

I further understand that I am not giving up any right to a speedy trial under either the United States or New Mexico constitutions.

After reading and understanding all of the above, and consulting with counsel, I knowingly and voluntarily give up my right to have the trial in this case begin within the time limits provided by court rule.

\_\_\_\_\_  
Signature of defendant

**CERTIFICATE OF DEFENSE COUNSEL**

*(To be completed if the defendant is represented by counsel)*

I have explained to the defendant the right to trial within one-hundred eighty two (182) days and that this right may be waived by the defendant and I am satisfied that the defendant understands the waiver of the right to trial within the time provided by court rule.

\_\_\_\_\_  
Defense counsel

\_\_\_\_\_  
Date

**APPROVAL OF JUDGE**

Permission to waive trial within the time limits provided by court rule is:

[ ] granted under the following conditions \_\_\_\_\_ *(list any conditions)*.

[ ] denied.

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Date

**USE NOTE**

This form is to be used when the defendant wishes to permanently waive rights under Rule 6-506 NMRA or Rule 8-506 NMRA.

[Approved by Supreme Court Order 07-8300-32, effective November 15, 2007.]