

STATE OF NEW MEXICO
BERNALILLO COUNTY
SECOND JUDICIAL DISTRICT

ENDORSED
FILED IN MY OFFICE
SHARON L. KEENE

FEB 07 2002

CLERK DISTRICT COURT

PATRICIA RAE AVERY
Petitioner,

v.

No. D-0202-DM-

~~DM~~ 2002 0523

STEVEN ANTHONY AVERY
Respondent.

TEMPORARY DOMESTIC ORDER

This order is issued pursuant to Rule 1-121 NMRA. This is not an order of protection under federal or state law. It is otherwise fully enforceable. It applies to both parties. This order will continue in effect until modified. The procedure for modification of this order is described below.

THE COURT ORDERS THE PARTIES AS FOLLOWS:

- (1) Do not injure or physically or mentally abuse, molest, intimidate, threaten or harass the other party or any child of either party.
- (2) Do not interfere with the relationship of your spouse with any child of either party. If you are living apart, you shall each continue to have frequent contact and communication with any minor child of both parties, personally and by telephone. A party shall notify the other party of any change of address or telephone number within twenty-four (24) hours of the change.
- (3) Do not change a child's school, religion, child care, doctor, dentist, physical or mental treatment or recreational activities in which the child has been participating.
- (4) Do not remove, cause or permit the removal of any minor child of both parties from the State of New Mexico without court order or written consent of the other party.
- (5) Do not make the other party leave the family home, whether it be community or separate property, without court order. You should attempt to resolve the question of who leaves the home in a fair manner. If you cannot agree, you must ask the court to decide.
 - (a) Whoever moves from the family home may return to pick up personal belongings at a reasonable time as you may agree. Personal belongings do not include furniture unless you agree or the court permits. If an order prohibiting domestic violence has been entered, you must arrange to have a law enforcement officer present to monitor the removal of personal belongings. The party moving out of the residence is not prejudiced by reason of the move in any way with respect to custody of any minor child, with respect to a claim of any interest in the family residence or the personal property in or on the premises.
 - (b) Whoever leaves the family residence shall notify the other party, within twenty four (24) hours of an address where the vacating party can receive mail.
 - (c) At a reasonable time, you are entitled to examine the contents of the marital residence and to have access to all properties owned by either of you, for inspection, valuation or appraisal. If you ask, the other party must provide access to the home within fifteen (15) days after the date of the request.