

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
IN THE METROPOLITAN COURT

STATE OF NEW MEXICO,
Plaintiff,

v.

No. _____

Defendant.

REQUEST FOR AUDIO OR AUDIO-VISUAL APPEARANCE

I understand that I am charged with the following criminal offense or offenses under the law of the State of New Mexico: (*list all offenses charged*), _____

I understand that I am entitled to personally appear before the Court at every stage of the criminal proceedings.

I request that the Court permit me to appear in Court by:

(*check applicable alternative*)

- Telephone or other audio communication
 Simultaneous audio-visual communication

for the following proceedings:

(*check applicable boxes*)

- All proceedings in this case;
 All pretrial proceedings in this case;
 Entry of a plea; [and]
 Setting or amending bail or conditions of release; [and]
 Trial; [and]
 Imposition of Sentence.

By typing my name in the box below, I am agreeing that this is an electronic representation of my signature for all purposes.

Defendant's Signature

Address

City, State, Zip Code

Phone number

Email Address

CERTIFICATE OF DEFENSE COUNSEL

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

I have explained to the defendant the right to personally appear before the Court at all stages of the criminal proceedings and the defendant's right, if any, to a trial by jury and I am satisfied that the defendant understands the waiver of rights.

Defense counsel

Date

APPROVAL OR DENIAL OF JUDGE

- The request of the defendant to appear by audio or audio-visual communication is denied.
 The request of the defendant to appear by audio or audio-visual means is granted. The defendant shall arrange and pay for the actual costs of all audio or audio-visual appearances. An [audio] [audio-visual] appearance is scheduled for _____ [a.m.] [p.m.] on the ____ day of _____, _____. The State of New Mexico will participate at (_____) _____ (telephone number).

Judge

USE NOTE

*This form has been prepared for the magistrate, metropolitan and municipal courts.
It may be modified to delete parts, which are inapplicable in municipal court proceedings or petty misdemeanors.*

*Rule 9-104A NMRA, adopted effective 11/01/00; as amended effective 05/15/03
CR-104 Request for Audio or Audio-Visual Appearance (Approved 11/01/00; Revised 02/09)*