

**4A-512. Motion to revoke kinship guardianship.**

STATE OF NEW MEXICO  
COUNTY OF \_\_\_\_\_  
\_\_\_\_\_, JUDICIAL DISTRICT

\_\_\_\_\_, Petitioner(s)

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

IN THE MATTER OF THE KINSHIP GUARDIANSHIP OF

\_\_\_\_\_,<sup>1</sup> (a) Child(ren) (*use initials only*), and concerning  
\_\_\_\_\_, Respondent(s).

**MOTION TO REVOKE KINSHIP GUARDIANSHIP**

COME(S) NOW [Respondent] [Kinship Guardian] [Other] (*circle one*), \_\_\_\_\_  
\_\_\_\_\_ (*name*) pro se, and respectfully requests that this court revoke the  
kinship guardianship of \_\_\_\_\_ (*name(s) of child(ren)*). As  
grounds for this motion, movant states the following:

1. The court has jurisdiction under the Kinship Guardianship Act, Sections 40-10B-1 to -15  
NMSA 1978.
2. The name, year of birth, and age of the minor child(ren) are as follows:

<b>Child's name</b>	<b>Birth year</b>	<b>Age</b>
_____	_____	_____
_____	_____	_____
_____	_____	_____

3. Kinship guardian(s), \_\_\_\_\_ (*name(s) of kinship  
guardian(s)*), were appointed on \_\_\_\_\_ (*date*).

4. The circumstances have changed as follows (*describe what has changed and why the  
guardianship should be revoked*): \_\_\_\_\_

\_\_\_\_\_

5. A transition plan is attached to this motion. A transition plan must be attached to this  
motion or the judge may not grant this motion.<sup>2</sup>

6. It is in the child(ren)'s best interests to revoke the guardianship.

7.  I have contacted the other parties and they  
 agree with this motion;  
 do not agree with this motion; or  
 did not respond after I asked them if they agreed or disagreed with this motion;  
OR  
 I have not contacted the other parties.

WHEREFORE, Movant(s) respectfully request(s) that the court, after a hearing, grant the Motion to Revoke Kinship Guardianship.

Respectfully submitted by:

Respectfully submitted by,

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Printed name

\_\_\_\_\_  
Address

\_\_\_\_\_  
Phone number and email address

#### **VERIFICATION OF SERVICE**

I affirm under penalty of perjury under the laws of the State of New Mexico that on \_\_\_\_\_ (date), I (check the applicable item below and fill in all information)

mailed a copy of this motion by United States mail, postage prepaid, to:

Name: \_\_\_\_\_

Mailing address: \_\_\_\_\_

City, state, and zip code: \_\_\_\_\_;

delivered a copy of this motion to \_\_\_\_\_ (the other party or the other party's attorney); or

emailed a copy of this motion to \_\_\_\_\_ (the other party or the other party's attorney) using the following email address: \_\_\_\_\_. The time and date of the email was \_\_\_\_\_ (a.m) (p.m) on \_\_\_\_\_ (date).

Signature of person who made service

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Date of signature

#### USE NOTES

1. Insert the initials of each child listed in the Petition to Appoint Kinship Guardian(s).
2. Describe the plan for moving the child(ren) from the kinship guardians to the parent. Include information about how quickly the move will occur and how the child(ren)'s needs will be met like school, doctor(s), activities, and visits with the kinship guardians.

[Provisionally approved, effective August 15, 2003 until August 31, 2004; approved, effective January 20, 2005; 4-991 recompiled and amended as 4A-512 by Supreme Court Order No. 16-8300-020, effective for all pleadings and papers filed on or after December 31, 2016; as amended by Supreme Court Order No. 22-8300-020, effective for all pleadings and papers filed on or after December 31, 2022.]