

ATTEST A TRUE COPY

*Suzanne G. DeLeon*  
Clerk of the Supreme Court  
of the State of New Mexico

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**IN THE SUPREME COURT OF THE STATE OF NEW MEXICO**

**NO. 11-8110**

**IN THE MATTER OF THE ESTABLISHMENT  
OF THE STATEWIDE ALTERNATIVE DISPUTE  
RESOLUTION COMMISSION**

**ORDER**

WHEREAS, this matter came on for consideration by the Court upon suggestion of the National Center for State Courts (NCSC) to create a special group delegated to consider alternative dispute resolutions for statewide implementation;

WHEREAS, the New Mexico Judiciary Long-Range Strategic Planning Committee established as a goal the improvement of alternative dispute resolution (ADR) methods and the education of the public about the availability of such methods;

WHEREAS, a survey of attorneys in civil and criminal litigation indicates support for a mandatory statewide system of ADR;

WHEREAS, the NCSC was commissioned by this Court to conduct a statewide, comprehensive assessment of court-annexed ADR programs in appellate, district, metropolitan, and magistrate courts and to suggest practical strategies for improving the use of ADR programs;

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WHEREAS, following a comprehensive study the NCSC offered ten suggestions for strengthening and improving court-annexed ADR;

WHEREAS, the first recommendation was for this Court to appoint and permanently staff an ADR Commission to develop, organize, and monitor ADR programs throughout New Mexico state courts;

WHEREAS, caseloads for state courts in New Mexico have ballooned to approximately 460,000 cases per year while the Judiciary operates with ten per cent fewer employees than employed in 2008 and with an outdated staff study showing a need for an additional 34 judges statewide, making time of the essence; and

WHEREAS, the NCSC recommendations are consistent with the goals of the New Mexico Access to Justice Commission reports, the Judiciary Long-Range Strategic Plan, and the results of the this Court's Administrative Office of the Courts 2009 Court ADR survey, and the Court having considered the NCSC suggestion and being sufficiently advised, Chief Justice Charles W. Daniels, Justice Patricio Serna, Justice Petra Jimenez Maes, Justice Richard C. Bosson, and Justice Edward L. Chávez concurring;

NOW, THEREFORE, IT IS ORDERED that the Statewide Alternative Dispute Resolution Commission is ESTABLISHED;

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IT IS FURTHER ORDERED that the Commission shall report to this Court on an annual basis regarding efforts to develop, organize, and monitor ADR programs in New Mexico;

IT IS FURTHER ORDERED that this Court shall appoint a chair and co-chair of the Statewide Alternative Dispute Resolution Commission and that the Administrative Office of the Courts shall provide support to the Commission;

IT IS FURTHER ORDERED that the Commission shall consist of twenty (20) members appointed by this Court:

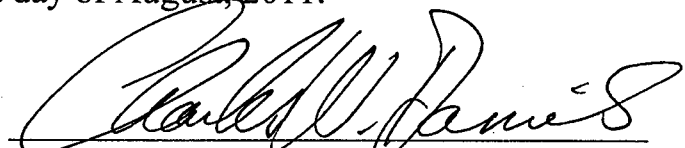
- Justice of New Mexico Supreme Court (indefinite membership term)
- University of New Mexico School of Law (indefinite membership term)
- New Mexico Mediation Association (indefinite membership term)
- State Bar of New Mexico ADR Committee (indefinite membership term)
- State of New Mexico Office of Alternative Dispute Prevention & Resolution (indefinite membership term)
- Member from the business community (indefinite membership term)
- New Mexico Association of Community Colleges (indefinite membership term)
- Member from the Access to Justice Commission (indefinite membership term)
- First Judicial District Court/Court Constituent Services. (3-year membership term)
- District Court Judge (3-year membership term)
- Bernalillo Co. Metropolitan Court/Mediation Division (3-year membership term)
- Magistrate Court Judge (3-year membership term)
- Court Executive Officer (3-year membership term)
- Three (3) Attorney members (3-year membership term)
- Four (4) neutral members (3-year membership term)

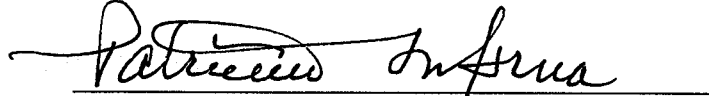
IT IS FURTHER ORDERED that terms of appointment shall be governed by Rule 23-106(D), that membership terms shall reflect staggered three-year terms to be randomly assigned, and that members shall first be appointed for a

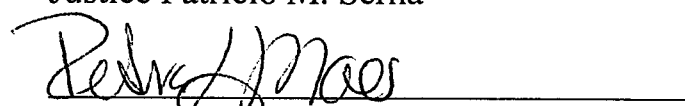
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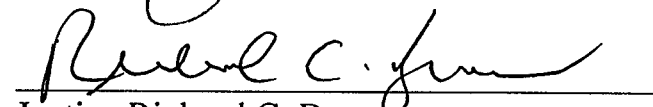
partial year on August 1, 2011. Full membership terms shall commence on  
January 1st each year.

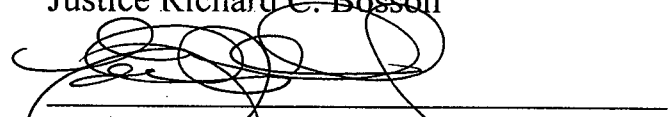
Done in Santa Fe this 1st day of August, 2011.

  
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Chief Justice Charles W. Daniels

  
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Justice Patricio M. Serna

  
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Justice Petra Jimenez Maes

  
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Justice Richard C. Bosson

  
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Justice Edward L. Chávez