

STATE OF NEW MEXICO  
COUNTY OF BERNALILLO  
IN THE METROPOLITAN COURT

\_\_\_\_\_, Plaintiff  
vs Cause No. \_\_\_\_\_  
\_\_\_\_\_, Defendant

**COMPLAINT BY RESIDENT FOR RETURN OF DEPOSIT** (See Use Note 1)  
*(Uniform Owner-Resident Relations Act)*

The Plaintiff alleges:

1. Plaintiff entered into a rental agreement with Defendant for property located at:  
\_\_\_\_\_
2. As part of the rental agreement, plaintiff delivered to defendant one or more deposits totaling \$ \_\_\_\_\_.
3. Plaintiff vacated the above premises on \_\_\_\_\_ (date), and Defendant retained all or part of Plaintiff's deposit.
4. Defendant (*check one*)
  - a. \_\_\_\_\_ mailed written notice to plaintiff of the amounts deducted from plaintiff's deposit within thirty (30) days after the date plaintiff vacated the premises or the date the rental agreement terminated. A copy of the notice is attached as Exhibit A of this complaint.
  - b. \_\_\_\_\_ did not mail written notice to plaintiff of the amounts deducted from plaintiff's deposit within thirty days of the date plaintiff vacated the premises or the date the rental agreement terminated.
5. Defendant kept the following amount of the deposit: \$ \_\_\_\_\_
6. Plaintiff is asking for the return of the following amount: \$ \_\_\_\_\_
7. (*check if applicable*) Plaintiff requests a \_\_\_\_\_ language interpreter
8. Plaintiff asks that all proceedings in this case be recorded. (Bernalillo County Metropolitan Court only.)

Plaintiff requests judgment against Defendant as follows:

1. Damages as may be determined by the Court;
2. Costs of this action;
3. Reasonable attorney fees;
4. A civil penalty if provided by law (See Use Note 2);
5. Such other relief as the Court may deem reasonable

\_\_\_\_\_  
Signed \_\_\_\_\_ Dated: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
*(Print Name)*  
*(Print address)*  
*(Print City, State, Zip Code)*  
*(Print Telephone Number)*

**USE NOTES**

1. This form is used for cases in which the resident is claiming a return of deposit. A complaint for return of deposit is not required to be heard within ten (10) days.
2. See Paragraph E of Section 47-8-18 NMSA 1978 for civil penalty