

Stalking



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13th Judicial District Attorney

Serving: Cibola, Sandoval and Valencia Counties

What is Stalking?

According to New Mexico law stalking is the intentional pursuit of a pattern of conduct (defined as at least two or more acts in which the accused stalker “by any action, method, device or mean, directly, indirectly or through third parties, follows, monitors, observes, surveils, threatens or communicates to or about a person or interferes with a person’s property.”) not authorized by law enforcement that is directed at an individual that would lead that individual to fear for their well being or the well being of a household member.

In New Mexico, stalking is considered a misdemeanor. The second or multiple convictions is considered a fourth degree felony.*

* N.M. STAT. ANN. § 30-3A-3. Stalking; Penalties. (2009)

Aggravated Stalking: The perpetrator knowingly violates an order of protection by a

court, violates a court order or condition of release, uses a deadly weapon during an incident(s) or the victim is younger than sixteen years of age. The perpetrator of aggravated stalking is guilty of a second degree felony. The second offense is a third degree felony. In the case of a conviction, and in addition to any other punishments) the perpetrator shall complete a program of professional counseling at their own expense. **

** N.M. STAT. ANN. § 30-3A-3.1. Aggravating Stalking; Penalties. (1997)

Cyber stalking; The use of technology to stalk victims. It involves the pursuit, harassment or contact of others in an unsolicited fashion initially via the internet and e-mail. Cyber stalkers may use information acquired online to further intimidate, harass and threaten their victim via courier mail, phone calls and physically appearing at a residence or work place.

Harassment: According to New Mexico law, harassment is defined as: the conscious effort of an individual to continually annoy, seriously alarm or terrorize another person. The perpetrator's efforts must be enough to cause a reasonable person to suffer substantial emotional stress. Harassment is considered a misdemeanor offense. †

† N.M. STAT. ANN. § 30-3A-2. Harassment; Penalties. (2008)

Stalking in New Mexico:

- ◆ Nearly one in four women and one in fourteen men a stalked at least once in their lifetime in the State of New Mexico
- ◆ 34% of stalking victims reported to law enforcement
- ◆ 83% of stalkers are male
- ◆ 44% of stalking victims were injured by their stalker
- ◆ 26% of stalking victims filed a Order for Protection. In 51% of those cases the PO was violated. †

† Incidence and Nature of Domestic Violence In New Mexico VIII: An Analysis of 2007 Data From The New Mexico Interpersonal Violence Data Central Repository. Caponera, Betty. Ph.D.

Tips for Victims of Stalking:

- ◆ Trust your instincts
- ◆ Take precautions; increase your personal safety and maintain your privacy
- ◆ Talk with family and friends about your experiences/suspicious.
- ◆ Document everything and keep a log off all incidences. Take pictures if possible.
- ◆ Consider the pros and cons of obtaining a protective order
- ◆ Contact law enforcement.

Resources:

Cibola County Law Enforcement:

Cibola County Sheriff Office (505)876-2040
Acoma Pueblo Police Department (505)552-6601
Grants Police Department (505)287-5144
Laguna Pueblo Police Department (505)552-6685
Milan Police Department (505)287-4491
Pine Hill – Ramah Navajo Police Department (505)775-3226
New Mexico State Police (505)287-4377

Sandoval County Law Enforcement:

Sandoval County Sheriff Office (505)867-7526
Bernalillo Police Department (505)867-2304
Cochiti Pueblo Police Department (505)465-3136
Corrales Police Department (505)898-7585
Cuba Police Department (505)289-9157
Jemez Pueblo Police Department (575)834-0468
Jemez Springs Police Department (575)829-3345
Kewa Pueblo - B.I.A. Police (505)346-2868/2869
Rio Rancho Police Department (505)891-5900
Sandia Pueblo Police Department (505)890-1428
San Felipe Pueblo – B.I.A. Police (505)346-2868/2869
Santa Ana Pueblo Police Department (505)891-7226
San Ysidro Police Department (575)834-7581
New Mexico State Police (505)841-9256

Valencia County Law Enforcement:

Valencia County Sheriff Department (505)865-9603
Belen Police Department (505)864-6288
Bosque Farms Police Department (505)869-2358
Isleta Pueblo Police Department (505)869-6511
Los Lunas Police Department (505)865-9130
New Mexico State Police (505)841-9256

New Mexico State Law Enforcement

New Mexico State Police: (505)-827-9300

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