



Aaron Mitchell, Esq.
1100 Fourth St. NW Ste. A
Albuquerque NM, 87102
(505) 420-1826

How We Can Help:

DWI/DUI is a common criminal offense in New Mexico, but the law behind it is, in my opinion, one of the most intricate and complex areas of criminal law. Retaining a skilled attorney with a deep understanding of the laws and procedures applicable to DWI/DUI cases is crucial to preserving your future. It will help you navigate the daunting and understandably stressful criminal prosecution process.

Retaining an experienced DWI/DUI attorney will help protect your future and aid you in the following non-exhaustive list of ways:

(1). Assisting in the truth-finding process of criminal prosecution by reviewing the state's evidence for any possible legal defenses; (2). Reviewing evidence to determine whether any constitutional and/or factual issues exist; (3). Avoiding or reducing potential jail or prison time; (4). Negotiating with the prosecutor to get specific charges dismissed (if not the whole case) or reduced; (5). Working to minimize any potential fines, fees, and/or costs you may have to pay; (6). Negotiating with the prosecutor to facilitate the best options for you and your case; (8). Providing representation at your MVD Implied Consent Act Hearing; (9). Helping you understand the potential consequences of your case and providing you with reasonable expectations; (10). When necessary, assisting you with rehabilitation and counseling efforts regarding mental health and/or substance dependency struggles to reduce the risk of reoffending; (11). Appearing in court on your behalf; (12). Etc.

In the early stages of your DWI/DUI case, a high-caliber defense attorney will carefully review the facts and circumstances of your case to identify whether any evidentiary, constitutional, and/or factual legal issues need to be raised and addressed by the judge. Simultaneously, an effective defense attorney will engage in calculated plea negotiations with the state prosecutor to provide you with your best possible options instead of facing the inherent risks of going to trial.

One thing that is important to know is that New Mexico does NOT allow for the expungement of DWI/DUI convictions. This means that a DWI/DUI conviction, as the law currently stands, will stay on your criminal record for life. Therefore, retaining an attorney who understands the consequences of a DWI/DUI conviction and how to reduce or avoid those consequences is essential. Although expungement is not permissible for DWI/DUI convictions in New Mexico, there are still ways that an experienced defense attorney can help reduce the negative impact that having a DWI/DUI on your criminal record can cause—such as arguing or negotiating for a deferred sentence as opposed to a suspended sentence when legally permissible.

Finally, another example of good defense work is reflected in post-adjudication representation. Attorneys invested in your success will not leave you and your case once and if you are ultimately placed on probation



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and/or sentenced to any term of incarceration following a finding of guilt and sentence by the judge. Rather, attorneys invested in your success, absent limited circumstances, can and should remain as your attorney during the pendency of your sentence to assist you with post-adjudication matters such as requesting deadline extensions, filing motion requests, handling allegations regarding violations of probation, filing notices of compliance or change of address, etc.