

54-2A-209. Certificate of existence or authorization. (Effective July 1, 2009.)

A. The secretary of state, upon request and payment of the requisite fee, shall furnish a certificate of existence for a limited partnership if the records filed in the office of the secretary of state show that the secretary of state has filed a certificate of limited partnership and has not filed a statement of termination. A certificate of existence shall state:

- (1) the limited partnership's name;
- (2) that it was duly formed pursuant to the laws of this state and the date of formation;
- (3) any identification number assigned by the secretary of state to the limited partnership;
- (4) whether all fees and penalties due to the secretary of state pursuant to the Uniform Revised Limited Partnership Act [54-2A-101 NMSA 1978] or other law have been paid;
- (5) whether the secretary of state has administratively dissolved the limited partnership;
- (6) whether the limited partnership's certificate of limited partnership has been amended to state that the limited partnership is dissolved;
- (7) that a statement of termination has not been filed by the secretary of state; and
- (8) other facts of record in the office of the secretary of state, which may be requested by the applicant.

B. The secretary of state, upon request and payment of the requisite fee, shall furnish a certificate of authorization for a foreign limited partnership if the records filed in the office of the secretary of state show that the secretary of state has filed a certificate of authorization, has not revoked the certificate of authorization and has not filed a notice of cancellation. A certificate of authorization shall state:

- (1) the foreign limited partnership's name and any alternate name adopted pursuant to Subsection A of Section 905 [54-2A-905 NMSA 1978] of the Uniform Revised Limited Partnership Act for use in this state;
- (2) any identification number assigned by the secretary of state to the foreign limited partnership;
- (3) that it is authorized to transact business in this state;
- (4) whether all fees and penalties due to the secretary of state pursuant to the Uniform Revised Limited Partnership Act or other law have been paid;
- (5) that the secretary of state has not revoked its certificate of authorization and has not filed a notice of cancellation; and
- (6) other facts of record in the office of the secretary of state, which may be requested by the applicant.

C. Subject to any qualification stated in the certificate, a certificate of existence or authorization issued by the secretary of state may be relied upon as conclusive evidence that the limited partnership or foreign limited partnership is in existence or is authorized to transact business in this state.