

<b>KOWAL V. PHI AIR MEDICAL</b>
---------------------------------

This memorandum opinion was not selected for publication in the New Mexico Appellate Reports. Please see Rule 12-405 NMRA for restrictions on the citation of unpublished memorandum opinions. Please also note that this electronic memorandum opinion may contain computer-generated errors or other deviations from the official paper version filed by the Court of Appeals and does not include the filing date.

**CHARLES KOWAL,  
Plaintiff-Appellant,  
v.  
PHI AIR MEDICAL,  
Defendant-Appellee.**

No. A-1-CA-36900

COURT OF APPEALS OF NEW MEXICO

April 12, 2018

APPEAL FROM THE DISTRICT COURT OF BERNALILLO COUNTY, Denise Barela-Shepherd, District Judge

**COUNSEL**

Charles Kowal, Albuquerque, NM, Pro Se Appellant

Phi Air Medical, Albuquerque, NM, Pro Se Appellee

**JUDGES**

J. MILES HANISEE, Judge. WE CONCUR: EMIL J. KIEHNE, Judge, JENNIFER L. ATTREP, Judge

**AUTHOR:** J. MILES HANISEE

**MEMORANDUM OPINION**

**HANISEE, Judge.**

{1} Plaintiff appeals following the district court's refusal to grant him a temporary restraining order against the medical helicopters that fly to Presbyterian Hospital. This Court issued a calendar notice proposing to affirm because we were unable to discern the relief Plaintiff sought and grounds on which that requested relief was based, given a

lack of clarity in Plaintiff's docketing statement and Plaintiff's failure to adequately develop or identify what his arguments on appeal may be.

{2} Plaintiff has filed a memorandum in opposition to this Court's notice of proposed disposition. However, Plaintiff has not provided this Court with any authority or argument to establish that the district court's denial of his temporary restraining order was in error. See *Corona v. Corona*, 2014-NMCA-071, ¶ 28, 329 P.3d 701 ("This Court has no duty to review an argument that is not adequately developed."); see also *In re Adoption of Doe*, 1984-NMSC-024, ¶ 2, 100 N.M. 764, 676 P.2d 1329 ("We have long held that to present an issue on appeal for review, an appellant must submit argument and *authority* as required by rule. . . . Issues raised in appellate briefs which are unsupported by cited authority will not be reviewed by us on appeal."). Moreover, to the extent Plaintiff contends that he was not permitted to "acquire needed evidence for [his] case," Plaintiff has not indicated that this was pursuant to a court ruling which this Court could review and has not otherwise developed this argument. See *Elane Photography, LLC v. Willock*, 2013-NMSC-040, ¶ 70, 309 P.3d 53 ("We will not review unclear arguments, or guess at what a party's arguments might be." (alteration, internal quotation marks, and citation omitted)).

{3} Accordingly, we affirm.

{4} **IT IS SO ORDERED.**

**J. MILES HANISEE, Judge**

**WE CONCUR:**

**EMIL J. KIEHNE, Judge**

**JENNIFER L. ATTREP, Judge**