

**N-DEMAND TEST AND BALANCE, LLC V. WESTERN MECHANICAL CO., INC.**

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**N-DEMAND TEST AND BALANCE, LLC,  
a New Mexico Limited Liability Company,  
Plaintiff-Appellee,  
v.  
WESTERN MECHANICAL CO., INC.,  
a New Mexico Corporation,  
Defendant-Appellant.**

No. A-1-CA-36192

COURT OF APPEALS OF NEW MEXICO

April 30, 2018

APPEAL FROM THE DISTRICT COURT OF BERNALILLO COUNTY, C. Shannon  
Bacon, District Judge

**COUNSEL**

Sean R. Calvert, Albuquerque, NM, for Appellee

Wolf & Fox, P.C., Alan Mark Varela, Albuquerque, NM, for Appellant

**JUDGES**

MICHAEL E. VIGIL, Judge. WE CONCUR: JULIE J. VARGAS, Judge, JENNIFER L.  
ATTREP, Judge

**AUTHOR:** MICHAEL E. VIGIL

**MEMORANDUM OPINION**

**VIGIL, Judge.**

**{1}** Summary dismissal was proposed for the reasons stated in the notice of proposed summary disposition. No memorandum opposing summary dismissal has been filed and the time for doing so has expired.

**{2} DISMISSED.**

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

**MICHAEL E. VIGIL, Judge**

**WE CONCUR:**

**JULIE J. VARGAS, Judge**

**JENNIFER L. ATTREP, Judge**