### ORTEGA V. CARLSBAD MUNICIPAL SCHOOL

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# RUBY ORTEGA, individually and as Parent, Guardian, and next Friend of CASEY J. ORTEGA, a child,

Plaintiff-Appellant,

٧.

CARLSBAD MUNICIPAL SCHOOL DISTRICT and MICHAEL BALDONADO, Defendants-Appellees.

NO. 29,533

## COURT OF APPEALS OF NEW MEXICO

October 19, 2009

APPEAL FROM THE DISTRICT COURT OF EDDY COUNTY, Jane Shuler Gray, District Judge

### COUNSEL

The Jeff Diamond Law Firm, Jeffrey B. Diamond, Benjamin E. Decker, Carlsbad, NM, for Appellant

Yenson, Lynn, Allen & Wosick P.C., Terrance P. Yenson, April D. White, Albuquerque, NM, for Appellee Carlsbad Municipal District

#### **JUDGES**

JAMES J. WECHSLER, Judge. WE CONCUR: MICHAEL D. BUSTAMANTE, Judge, CELIA FOY CASTILLO, Judge

**AUTHOR: JAMES J. WECHSLER** 

#### **MEMORANDUM OPINION**

WECHSLER, Judge.

Summary affirmance was proposed for the reasons stated in the notice of proposed disposition. No memorandum opposing summary affirmance has been filed, and the time for doing so has expired.

Affirmed.

IT IS SO ORDERED.

JAMES J. WECHSLER, Judge

**WE CONCUR:** 

MICHAEL D. BUSTAMANTE, Judge

**CELIA FOY CASTILLO, Judge**