

STATE V. BLANCO

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STATE OF NEW MEXICO,
Plaintiff-Appellant,
v.
KEVIN BLANCO,
Defendant-Appellee.

No. 35,416

COURT OF APPEALS OF NEW MEXICO

June 20, 2016

APPEAL FROM THE DISTRICT COURT OF BERNALILLO COUNTY, Jacqueline D.
Flores, District Judge

COUNSEL

Hector H. Balderas, Attorney General, Santa Fe, NM, M. Anne Kelly, Assistant Attorney General, Albuquerque, NM, for Appellant

Bennett J. Baur, Chief Public Defender, David Henderson, Assistant Appellate Defender, Santa Fe, NM, for Appellee

JUDGES

MICHAEL D. BUSTAMANTE, Judge. WE CONCUR: MICHAEL E. VIGIL, Chief Judge,
M. MONICA ZAMORA, Judge

AUTHOR: MICHAEL D. BUSTAMANTE

MEMORANDUM OPINION

BUSTAMANTE, Judge.

{1} The State appealed from the dismissal of a supplemental criminal information (habitual offender proceeding). We previously issued a notice of proposed summary

disposition, proposing to affirm. The State has filed a response with this Court indicating that it does not intend to file a memorandum in opposition to our proposed summary disposition.

{2} Accordingly, for the reasons previously stated, we affirm.

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

MICHAEL D. BUSTAMANTE, Judge

WE CONCUR:

MICHAEL E. VIGIL, Chief Judge

M. MONICA ZAMORA, Judge