

<b>STATE V. GURULE</b>
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**STATE OF NEW MEXICO,**  
**Plaintiff-Appellant,**  
**v.**  
**BRIANNA GURULE,**  
**Defendant-Appellee.**

NO. 35,741

COURT OF APPEALS OF NEW MEXICO

December 5, 2016

APPEAL FROM THE DISTRICT COURT OF BERNALILLO COUNTY, Charles W.  
Brown, District Judge

**COUNSEL**

Hector H. Balderas, Attorney General, Santa Fe, NM, Jacqueline R. Medina, Assistant Attorney General, Albuquerque, NM, for Appellant

Jorge Alvarado, Chief Public Defender, Sergio Viscoli, Assistant Appellate Defender, Santa Fe, NM, for Appellee

**JUDGES**

LINDA M. VANZI, Judge. WE CONCUR: MICHAEL E. VIGIL, Chief Judge, J. MILES HANISEE, Judge

**AUTHOR:** LINDA M. VANZI

**MEMORANDUM OPINION**

**VANZI, Judge.**

{1} The State appeals from the district court's oral ruling on June 29, 2016. This Court issued a notice of proposed disposition, proposing to dismiss the appeal for lack

of a final and appealable order. The State filed a timely notice of intent not to file a memorandum in opposition and indicated that the State does not oppose the proposed dismissal. Accordingly, and for the reasons stated in our notice of proposed disposition, we dismiss for lack of a final and appealable order.

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

**LINDA M. VANZI, Judge**

**WE CONCUR:**

**MICHAEL E. VIGIL, Chief Judge**

**J. MILES HANISEE, Judge**