

STATE V. ORTEGA

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STATE OF NEW MEXICO,
Plaintiff-Appellee,
v.
BROOKLIN ORTEGA,
Defendant-Appellant.

No. 33,117

COURT OF APPEALS OF NEW MEXICO

November 12, 2013

APPEAL FROM THE DISTRICT COURT OF BERNALILLO COUNTY, Kenneth H.
Martinez, District Judge

COUNSEL

Gary K. King, Attorney General, Santa Fe, NM, M. Victoria Wilson, Assistant Attorney General, Albuquerque, NM, for Appellee

Jorge A. Alvarado, Chief Public Defender, Sergio Viscoli, Assistant Appellate Defender, Santa Fe, NM, for Appellant

JUDGES

MICHAEL E. VIGIL, Judge. WE CONCUR: MICHAEL D. BUSTAMANTE, Judge,
CYNTHIA A. FRY, Judge

AUTHOR: MICHAEL E. VIGIL

MEMORANDUM OPINION

VIGIL, Judge.

{1} Defendant-Appellant Brooklin Ortega (Defendant) has filed an application for interlocutory appeal, seeking review of the denial of her pretrial motion to suppress. On

September 23, 2013, we granted the application and issued a notice of proposed summary disposition, proposing to reverse and remand. The State has filed a response, which is accepted as timely, indicating that it does not oppose our proposed summary disposition.

{2} Accordingly, for the reasons stated in the notice of proposed summary disposition, we reverse and remand for further proceedings.

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

MICHAEL E. VIGIL, Judge

WE CONCUR:

MICHAEL D. BUSTAMANTE, Judge

CYNTHIA A. FRY, Judge