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| STATE V. ROJAS |
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**STATE OF NEW MEXICO,
Plaintiff-Appellee,
v.
TANISHA ROJAS,
Defendant-Appellant.**

No. 35,162

COURT OF APPEALS OF NEW MEXICO

July 27, 2016

APPEAL FROM THE DISTRICT COURT OF BERNALILLO COUNTY, Brett R.
Loveless, District Judge

COUNSEL

Hector H. Balderas, Attorney General, Santa Fe, NM, for Appellee

Bennett Baur, Chief Public Defender, Steven J. Forsberg, Assistant Public Defender,
Albuquerque, NM, for Appellant

JUDGES

MICHAEL D. BUSTAMANTE, Judge. WE CONCUR: RODERICK T. KENNEDY, Judge,
LINDA M. VANZI, Judge

AUTHOR: MICHAEL D. BUSTAMANTE

MEMORANDUM OPINION

BUSTAMANTE, Judge.

{1} Defendant appeals from a district court on-the-record opinion affirming her metropolitan court conviction for Driving While Intoxicated. We issued a calendar notice proposing to affirm. Defendant has filed a memorandum in opposition, in which she

concedes that our calendar notice contained no factual or legal errors. In addition Defendant concedes that this Court does not have the power to revisit or change the Supreme Court case law that control the outcome in this case. Accordingly, we affirm. See *State v. Ibarra*, 1993-NMCA-040, ¶ 11, 116 N.M. 486, 864 P.2d 302 (“A party opposing summary disposition is required to come forward and specifically point out errors in fact and/or law.”).

{2} IT IS SO ORDERED.

MICHAEL D. BUSTAMANTE, Judge

WE CONCUR:

RODERICK T. KENNEDY, Judge

LINDA M. VANZI, Judge