

STATE V. VARGAS

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STATE OF NEW MEXICO,
Plaintiff-Appellant,
v.
ROBERT VARGAS,
Defendant-Appellee.

No. 33,494

COURT OF APPEALS OF NEW MEXICO

June 5, 2014

APPEAL FROM THE DISTRICT COURT OF OTERO COUNTY, Jerry H. Ritter, Jr.,
District Judge

COUNSEL

Gary K. King, Attorney General, Santa Fe, NM, M. Anne Kelly, Assistant Attorney General, Albuquerque, NM, for Appellant

Todd A. Holmes, Alamogordo, NM, for Appellee

JUDGES

M. MONICA ZAMORA, Judge. WE CONCUR: JAMES J. WECHSLER, Judge,
CYNTHIA A. FRY, Judge

AUTHOR: M. MONICA ZAMORA

MEMORANDUM OPINION

ZAMORA, Judge.

{1} The State appealed from a ruling on a motion to suppress. On February 18, 2014, we issued a notice of proposed summary disposition in which we proposed to

affirm. The State has filed a response with this Court indicating that it will not be filing a memorandum in opposition.

{2} Accordingly, for the reasons stated in the notice of proposed summary disposition, we affirm.

{3} IT IS SO ORDERED.

M. MONICA ZAMORA, Judge

WE CONCUR:

JAMES J. WECHSLER, Judge

CYNTHIA A. FRY, Judge