

URIAS V. BLUE DIVOT, INC.

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SALVADOR URIAS,
Plaintiff-Appellant,
v.
BLUE DIVOT, INC.,
Defendant-Appellee.

No. 32,463

COURT OF APPEALS OF NEW MEXICO

February 8, 2013

APPEAL FROM THE DISTRICT COURT OF DOÑA ANA COUNTY, Manuel I. Arrieta,
District Judge

COUNSEL

James Rawley, Albuquerque, NM, for Appellant

Law Offices of Eva K. Rappaport, Eva K. Rappaport, Albuquerque, NM, for Appellee

JUDGES

CYNTHIA A. FRY, Judge. WE CONCUR: JONATHAN B. SUTIN, Judge, M. MONICA ZAMORA, Judge

AUTHOR: CYNTHIA A. FRY

MEMORANDUM OPINION

FRY, Judge.

Summary reversal and remand to the district court was proposed for the reasons stated in the calendar notice. No memorandum opposing summary reversal and remand has been filed, and the time for doing so has expired. The district court's order of dismissal

is hereby reversed and this case is remanded for further proceedings consistent with our calendar notice.

IT IS SO ORDERED.

CYNTHIA A. FRY, Judge

WE CONCUR:

JONATHAN B. SUTIN, Judge

M. MONICA ZAMORA, Judge