

STATE V. BARNETT

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STATE OF NEW MEXICO,
Plaintiff-Appellant,
v.
ALBERT BARNETT,
Defendant-Appellee.

NO. A-1-CA-37412

COURT OF APPEALS OF NEW MEXICO

November 29, 2018

APPEAL FROM THE DISTRICT COURT OF CIBOLA COUNTY, Pedro Gabaldon Rael,
District Judge

COUNSEL

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

Bennett J. Baur, Chief Public Defender, William A. O'Connell, Assistant Public
Defender, Santa Fe, NM, for Appellee

JUDGES

LINDA M. VANZI, Chief Judge. WE CONCUR: M. MONICA ZAMORA, Judge, J. MILES
HANISEE, Judge

AUTHOR: LINDA M. VANZI

MEMORANDUM OPINION

VANZI, Chief Judge.

{1} The State appeals from the district court's order excluding witnesses. We issued a notice of proposed summary disposition proposing to reverse and remand, and Defendant Albert Barnett has filed a response indicating that he does not oppose our

proposed summary disposition. Accordingly, for the reasons stated in our notice of proposed summary disposition, we reverse and remand this case to the district court.

{2} IT IS SO ORDERED.

LINDA M. VANZI, Chief Judge

WE CONCUR:

M. MONICA ZAMORA, Judge

J. MILES HANISEE, Judge