

STATE V. HOIHJELLE

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**STATE OF NEW MEXICO,
Plaintiff-Appellee,
v.
KARI HOIHJELLE,
Defendant-Appellant.**

Docket No. A-1-CA-37603
COURT OF APPEALS OF NEW MEXICO
March 18, 2019

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

COUNSEL

Hector H. Balderas, Attorney General, Santa Fe, NM, M. Anne Kelly, Assistant Attorney General, Albuquerque, NM, for Appellee.

Bennett J. Baur, Chief Public Defender, John Bennett, Assistant Appellate Defender, Santa Fe, NM, for Appellant.

JUDGES

LINDA M. VANZI, Judge. WE CONCUR: JENNIFER L. ATTREP, Judge, KRISTINA BOGARDUS, Judge

AUTHOR: LINDA M. VANZI.

MEMORANDUM OPINION

VANZI, Judge.

{1} Defendant Kari Hoihjelle appeals her convictions in this case. This Court's notice of proposed summary disposition proposed to affirm, in part, and reverse, in part, the judgment of the district court. [CN 3] Defendant has filed no response. The State has filed a notice that it does not intend to file a memorandum in opposition to this Court's proposed disposition. We therefore reverse Defendant's conviction of violating NMSA

1978, Section 66-3-804 (1981, amended 2018), and otherwise affirm the judgment and sentence entered below.

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LINDA M. VANZI, Judge

WE CONCUR:

JENNIFER L. ATTREP, Judge

KRISTINA BOGARDUS, Judge