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IN THE COURT OF APPEALS OF THE STATE OF NEW MEXICO

No. A-1-CA-40790

STATE OF NEW MEXICO,

Plaintiff-Appellant,

v.

ANTONIO GARCIA,

Defendant-Appellee.

**APPEAL FROM THE DISTRICT COURT OF UNION COUNTY
Melissa A. Kennelly, District Court Judge**

Raúl Torrez, Attorney General
Santa Fe, NM

for Appellant

David R. Silva
Las Vegas, NM

for Appellee

MEMORANDUM OPINION

IVES, Judge.

{1} Summary reversal was proposed for the reasons stated in the notice of proposed summary disposition. No memorandum opposing summary reversal has been filed and the time for doing so has expired. **REVERSED.**

{2} **IT IS SO ORDERED.**

ZACHARY A. IVES, Judge

WE CONCUR:

JENNIFER L. ATTREP, Chief Judge

KRISTINA BOGARDUS, Judge