

DEVANEY V. THRIFTWAY MKTG. CORP., 121 N.M. 645, 916 P.2d 845 (S. Ct. 1996)

**DAVID DEVANEY, Plaintiff-Petitioner,
vs.
THRIFTWAY MARKETING CORPORATION, JERRY CLAYTON, and R.J.
DALLEY, Defendants-Respondents.**

NO. 23,581

SUPREME COURT OF NEW MEXICO

121 N.M. 645, 916 P.2d 845

April 25, 1996, Decided

Petition for Writ of Certiorari Granted December 3, 1996.

OPINION

ORDER

WHEREAS, this matter came on for consideration by the Court upon petition for writ of certiorari to the New Mexico Court of Appeals, and the Court having considered said petition and being sufficiently advised;

NOW, THEREFORE, IT IS ORDERED that the petition hereby is GRANTED on both issues presented in the petition and a writ of certiorari shall issue to the New Mexico Court of Appeals; and

IT IS FURTHER ORDERED that petitioner shall file his brief in chief on or before **May 29, 1996**, with respondents' answer brief due thirty (30) days after the filing of petitioner's brief, and petitioner's reply brief, if any, due ten (10) days after filing of respondent's brief;

IT IS FURTHER ORDERED that the briefs shall consolidate and update the briefs filed in the New Mexico Court of Appeals with respect to the issues identified, without incorporation by reference, and comment on the memorandum opinion filed March 25, 1996; and

IT IS FURTHER ORDERED that oral argument shall be heard in this matter after all briefs have been filed.