

KLEINER V. SWAIN, 130 N.M. 722, 31 P.3d 380 (S. Ct. 2001)

**CHARLES KLEINER, personal representative of the Estate of
Lisa Kleiner, Petitioner-Petitioner,**

vs.

**DONALD E. SWAIN, co-personal representative, MRS. MADINA
HOLMES, issue and heir, and her attorney, CHARLES
BERRY, Respondents-Respondents.**

NO. 26,658

SUPREME COURT OF NEW MEXICO

130 N.M. 722, 31 P.3d 380

August 30, 2001, Decided

OPINION

ORDER

WHEREAS, this matter came on for consideration upon petition for writ of certiorari, and the Court having considered said petition and being sufficiently advised, issued its writ of certiorari on December 26, 2000, and, after further consideration of the pleadings and briefs, the judgment of the Court is that the writ shall be quashed, Chief Justice Patricio M. Serna, Justice Joseph F. Baca, Justice Gene E. Franchini, Justice Pamela B. Minzner, and Justice Petra Jimenez Maes concurring;

NOW, THEREFORE, IT IS ORDERED that the writ of certiorari issued on December 26, 2000, hereby is QUASHED.

IT IS SO ORDERED.