

**MONTOYA V. CITY OF MORIARTY, 109 N.M. 54, 781 P.2d 782 (S. Ct. 1989)**

**JERRY MONTOYA, Petitioner,  
vs.  
CITY OF MORIARTY, et al., Respondents**

No. 18761

SUPREME COURT OF NEW MEXICO

109 N.M. 54, 781 P.2d 782

October 17, 1989, Filed

**OPINION**

This matter coming on for consideration by the Court upon Motion of Respondents to strike petition for writ of certiorari, and the Court having considered said motion and being sufficiently advised;

NOW, THEREFORE, IT IS ORDERED that the Motion of Respondents to strike petition for writ of certiorari is hereby granted.

IT IS FURTHER ORDERED that the Record in Court of Appeals Cause No. 11601 is hereby returned to the Clerk of the Court of Appeals.