

**PHILLIPS V. SMITH, 87 N.M. 5, 528 P.2d 649 (S. Ct. 1974)**

**Joe C. PHILLIPS and Wyama M. Phillips, Petitioners,  
vs.  
Stephen SMITH, a minor, et al., respondents.**

No. 10170

SUPREME COURT OF NEW MEXICO

87 N.M. 5, 528 P.2d 649

October 21, 1974

Original Proceeding on Certiorari

**OPINION**

Now, therefore, it is considered, ordered and adjudged by the Court that the petition for writ of certiorari be and the same is hereby denied.

Further ordered that the record in Court of Appeals Cause No. 1132, 87 N.M. 19, 528 P.2d 663 be and the same is hereby returned to the Clerk of the Court of Appeals.