

**STATE V. TIMMONS, 1956-NMSC-086, 61 N.M. 406, 301 P.2d 339 (S. Ct. 1956)**

**STATE of New Mexico, Plaintiff-Appellant,  
vs.  
Melvin W. TIMMONS, Defendant-Appellee**

No. 6019

SUPREME COURT OF NEW MEXICO

1956-NMSC-086, 61 N.M. 406, 301 P.2d 339

September 06, 1956

Appeal from District Court, Santa Fe County; James M. Scarborough, District Judge.

**COUNSEL**

Richard H. Robinson, Atty. Gen., Paul L. Billhymer, Walter R. Kegel, Asst. Attys. Gen.,  
for appellant.

Carl S. Schreiber, Santa Fe, for appellee.

**AUTHOR: PER CURIAM**

**OPINION**

{\*406} {1} The same questions are presented in this case as in the case of State v. Garcia, 61 N.M. 404, 301 P.2d 337, and with which it has been consolidated for oral argument and submission. Accordingly, on the authority of the pronouncements made in the latter case, the judgment in this case is correct and should be affirmed.

{2} It is so ordered.