

**STATE EX REL. JOYCE V. DISTRICT COURT OF THE FIFTH JUDICIAL DIST., 1965-
NMSC-157, 75 N.M. 616, 409 P.2d 134 (S. Ct. 1965)**

**The STATE of New Mexico ex rel. John R. JOYCE II and
Elizabeth P. Joyce, Petitioners,
vs.
DISTRICT COURT OF the FIFTH JUDICIAL DISTRICT of the State
of New Mexico WITHIN AND FOR EDDY COUNTY, New Mexico
and the Honorable Kermit E. Nash, District
Judge, Respondents**

No. 8053

SUPREME COURT OF NEW MEXICO

1965-NMSC-157, 75 N.M. 616, 409 P.2d 134

December 20, 1965

Original Prohibition Proceeding

JUDGES

CARMODY, Chief Justice, and NOBLE, MOISE and COMPTON, Justices, concurring.

CHAVEZ, Justice, being absent and not participating;

OPINION

Ordered that the petition for writ of prohibition be and the same is hereby denied.