

SHELBY V. STATE, 103 N.M. 525, 710 P.2d 92 (S. Ct. 1985)

**DWAYNE SHELBY, Petitioner,
vs.
STATE OF NEW MEXICO, Respondent**

No. 16164

SUPREME COURT OF NEW MEXICO

103 N.M. 525, 710 P.2d 92

December 17, 1985

OPINION

PER CURIAM:

This matter having heretofore been submitted and taken under advisement, and a writ of certiorari having issued from this Court on December 11, 1985;

NOW, THEREFORE, IT IS ORDERED that the writ of certiorari heretofore issued in this cause on December 11, 1985 is hereby quashed as having been improvidently issued.

IT IS FURTHER ORDERED that the Record in Cause No. 8842 is hereby returned to the Clerk of the Court of Appeals.