

SPIVEY V. STATE, 107 N.M. 673, 763 P.2d 689 (S. Ct. 1988)

**EVERETT SPIVEY, Petitioner,
vs.
STATE OF NEW MEXICO, Respondent**

No. 17872

SUPREME COURT OF NEW MEXICO

107 N.M. 673, 763 P.2d 689

October 18, 1988

OPINION

This cause having heretofore been submitted and taken under advisement, and on August 10, 1988, a Writ of Certiorari having been issued by the Supreme Court;

NOW, THEREFORE, IT IS ORDERED that the Writ of Certiorari heretofore issued by this Court on August 10, 1988 is hereby quashed as having been improvidently issued.

IT IS FURTHER ORDERED that the Record in Cause No. 10639 is hereby returned to the Clerk of the Court of Appeals.