

**STATE V. MONTOYA, 115 N.M. 709, 858 P.2d 85 (S. Ct. 1993)**

**STATE OF NEW MEXICO, Petitioner,  
vs.  
GARY MONTOYA, Respondent.**

No. 21,419

SUPREME COURT OF NEW MEXICO

115 N.M. 709, 858 P.2d 85

August 25, 1993

**OPINION**

This matter coming on for consideration by the Court upon petition for writ of certiorari, and the Court having considered said petition, and being sufficiently advised;

NOW, THEREFORE, IT IS ORDERED that petition for writ of certiorari is denied.

IT IS FURTHER ORDERED that the Record in Cause No. **13837** is returned to the Clerk of the Court of Appeals.