

STATE V. FRESQUEZ, 117 N.M. 524, 873 P.2d 270 (S. Ct. 1994)

**STATE OF NEW MEXICO, Plaintiff-Respondent,
vs.
LEROY JUAN FRESQUEZ, Defendant-Petitioner.**

No. 21,943

SUPREME COURT OF NEW MEXICO

117 N.M. 524, 873 P.2d 270

August 26, 1994, Decided

OPINION

ORDER

WHEREAS, this matter came on for consideration by the Court upon a petition for writ of certiorari pursuant to SCRA 1986, 12-502, and the Court having considered said petition and being sufficiently advised, granted the petition and entered its writ of certiorari to the New Mexico Court of Appeals on March 14, 1994; and

WHEREAS, the cause having been submitted to the Court on the August 1994 calendar on the briefs and, upon further consideration, Chief Justice Seth D. Montgomery, Justice Richard E. Ransom, Justice Joseph F. Baca, Justice Gene E. Franchini, and Justice Stanley F. Frost concurring, the Court has determined to quash the writ of certiorari.

NOW, THEREFORE, IT IS ORDERED that writ of certiorari issued on March 14, 1994, hereby is QUASHED.