

**STATE V. KILLGORE, 120 N.M. 213, 900 P.2d 962 (S. Ct. 1995)**

**STATE OF NEW MEXICO, Plaintiff-Respondent,  
vs.  
PAMELA K. KILLGORE a/k/a PAM K. JOPLIN,  
Defendant-Petitioner.**

No. 22,549

SUPREME COURT OF NEW MEXICO

120 N.M. 213, 900 P.2d 962

September 01, 1995, Decided

**OPINION**

**ORDER**

WHEREAS, this matter came on for consideration by the Court upon the Court's own motion to quash the writ of certiorari, and the cause having been submitted to the Court on the August 1995 calendar on the briefs, and the Court having considered said motion and briefs and being sufficiently advised;

WHEREAS, the Court does not necessarily agree with the statement in the Court of Appeals' Memorandum Opinion to the effect that "The question of whether the punishment for a given crime is too severe and disproportionate to the offense is for the legislature to determine.

NOW, THEREFORE, IT IS ORDERED that the **writ of certiorari** issued on January 19, 1995, hereby is **QUASHED**.