

STATE V. YARBOROUGH, 120 N.M. 636, 904 P.2d 1061 (S. Ct. 1995)

**STATE OF NEW MEXICO, Plaintiff-Petitioner,
vs.
KENNETH YARBOROUGH, Defendant-Respondent.**

NO. 23,218

SUPREME COURT OF NEW MEXICO

120 N.M. 636, 904 P.2d 1061

November 03, 1995, Decided

OPINION

ORDER

WHEREAS, this matter came 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 the petition hereby is GRANTED on issues numbered one and two in the petition; and

IT IS ORDERED that petitioner shall file its brief in chief on or before **December 6, 1995**, with respondent's answer brief due thirty (30) days after the filing of petitioner's brief, and petitioner's reply brief, if any, due ten (10) days after filing of respondent's brief;

IT IS FURTHER ORDERED that the briefs shall consolidate and update the briefs filed in the New Mexico Court of Appeals with respect to the issues identified, without incorporation by reference, and comment on the opinion filed September 13, 1995; and

IT IS FURTHER ORDERED that oral argument shall be heard in this matter after all briefs have been filed.