

**STATE V. KIRKER, 130 N.M. 254, 23 P.3d 929 (S. Ct. 2001)**

**STATE OF NEW MEXICO, Plaintiff-Respondent,  
vs.  
MARIO KIRKER, Defendant-Petitioner.**

NO. 26,805

SUPREME COURT OF NEW MEXICO

130 N.M. 254, 23 P.3d 929

April 23, 2001, Decided

**OPINION**

**ORDER**

WHEREAS, matter came on for consideration by the Court upon petition for writ of certiorari, and the Court having considered said petition and response, and being sufficiently advised, Chief Justice Patricio M. Serna, Justice Joseph F. Baca, Justice Gene E. Franchini, Justice Pamela B. Minzner and Justice Petra Jimenez Maes concurring;

NOW, THEREFORE, IT IS ORDERED that the petition for writ of certiorari is **denied** in Court of Appeal number **21196**.