

STATE V. HERRERA, 131 N.M. 64, 33 P.3d 284 (S. Ct. 2001)

**STATE OF NEW MEXICO, Plaintiff-Respondent,
vs.
TEX HERRERA, Defendant-Petitioner.**

NO. 27,027

SUPREME COURT OF NEW MEXICO

131 N.M. 64, 33 P.3d 284

September 19, 2001, Decided

OPINION

ORDER

WHEREAS, this matter came on for consideration by the Court upon amended 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 Appeals number **21192**;

IT IS FURTHER ORDERED that the motion to strike the response is **moot**.