

This memorandum opinion was not selected for publication in the New Mexico Appellate Reports. Please see Rule 12-405 NMRA for restrictions on the citation of unpublished memorandum opinions. Please also note that this electronic memorandum opinion may contain computer-generated errors or other deviations from the official paper version filed by the Court of Appeals and does not include the filing date.

1 **IN THE COURT OF APPEALS OF THE STATE OF NEW MEXICO**

2 **MESA GRANDE DEVELOPMENT, LLC,**
3 **ELIZABETH GALLEGOS, FRANK**
4 **GALLEGOS, and DAVID JONES,**
5 **Members,**

6 Plaintiffs-Appellants,

7 v.

NO. 33,227

8 **SAN MIGUEL COUNTY, BOARD OF**
9 **COUNTY COMMISSIONERS OF**
10 **SAN MIGUEL COUNTY, COUNTY**
11 **MANAGER LES MONTOYA, COUNTY**
12 **PUBLIC WORKS DIRECTOR HAROLD**
13 **GARCIA, and UNKNOWN COUNTY**
14 **EMPLOYEES 1-10,**

15 Defendants-Appellees.

16 **APPEAL FROM THE DISTRICT COURT OF SAN MIGUEL COUNTY**
17 **John F. Davis, District Judge**

18 The Ortiz Law Firm, P.C.
19 Matthew E. Ortiz
20 Santa Fe, NM

21 for Appellants

22 Brennan & Sullivan, P.C.

1 James P. Sullivan
2 Frank D. Weissbarth
3 Santa Fe, NM

4 for Appellees

5 **MEMORANDUM OPINION**

6 **KENNEDY, Chief Judge.**

7 {1} Summary affirmance was proposed for the reasons stated in the notice of
8 proposed summary disposition. No memorandum opposing summary affirmance has
9 been filed, and the time for doing so has expired.

10 {2} **AFFIRMED.**

11 {3} **IT IS SO ORDERED.**

12
13

RODERICK T. KENNEDY, Chief Judge

14 **WE CONCUR:**

15
16

JAMES J. WECHSLER, Judge

17
18

JONATHAN B. SUTIN, Judge