

1 Defendant has filed a memorandum in opposition. After due consideration, we remain
2 unpersuaded. We therefore affirm.

3 {2} First, Defendant renews his challenge to the constitutionality of the roadblock.
4 [MIO 19-21] As we previously observed in the notice of proposed summary
5 disposition, the district court described the relevant background information with care.
6 [RP 121-23, 125] The district court also identified and applied the relevant authorities
7 in a thorough, thoughtful, and well-reasoned fashion. [RP 126-29] All of the points
8 raised by Defendant in the memorandum in opposition are addressed therein. We
9 concur in the district court’s analysis, upon which we perceive neither need nor basis
10 for improvement. We therefore reject Defendant’s argument.

11 {3} Defendant also challenges the sufficiency of the evidence to support his
12 conviction. [MIO 22-24] As we previously observed, the various indicia of
13 intoxication, together with Defendant’s breath-alcohol test results, supply ample
14 support for the conviction. In his memorandum in opposition Defendant focuses on
15 countervailing considerations and contends that State’s evidence was not sufficiently
16 compelling. [MIO 22-24] “However, as a reviewing court, we do not reweigh the
17 evidence or attempt to draw alternative inferences from the evidence.” *See generally*
18 *State v. Estrada*, 2001-NMCA-034, ¶ 41, 130 N.M. 358, 24 P.3d 793; *see also State*
19 *v. Montoya*, 2005-NMCA-078, ¶ 3, 137 N.M. 713, 114 P.3d 393 (observing that “the

1 evidence is not to be reviewed with a divide-and-conquer mentality . . . [and w]e do
2 not reweigh the evidence or substitute our judgment for that of the jury”). We
3 therefore remain unpersuaded by Defendant’s assertion of error.

4 {4} Accordingly, for the reasons stated in our notice of proposed summary
5 disposition and above, we affirm.

6 {5} **IT IS SO ORDERED.**

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 CYNTHIA A. FRY, Judge

9 **WE CONCUR:**

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 JAMES J. WECHSLER, Judge

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 JONATHAN B. SUTIN, Judge