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

2 **IN THE MATTER OF ALFONSO G.**  
3 **SANCHEZ,**

4           Petitioner-Appellant,

5 **v.**

**No. 33,563**

6 **ARLENE SANCHEZ,**

7           Conservator-Appellee,

8 and

9 **CECILIA SANCHEZ,**

10          Successor Conservator-Appellee.

11 **APPEAL FROM THE DISTRICT COURT OF SANTA FE COUNTY**

12 **Sarah M. Singleton, District Judge**

13 Alfonso G. Sanchez

14 Santa Fe, NM

15 Pro Se Appellant

16 Bulman Law PC

17 Shannon Broderick Bulman

18 Santa Fe, NM

19 for Appellees

1 **MEMORANDUM OPINION**

2 **BUSTAMANTE, Judge.**

3 {1} Alfonso G. Sanchez, a self-represented litigant, appeals from the district court’s  
4 Order Resolving Alfonso G. Sanchez’s Complaint for Interpleader, to Amend, to  
5 Appoint Attorney, Surveyor, Appraiser and for Injunctive Relief (Order) “and all  
6 pleadings relating to said Order.” [DS 22; RP Vol.II/443, *see also* RP Vol.II/429] In  
7 our second calendar notice, filed December 22, 2014, we proposed to affirm the Order  
8 entered on January 10, 2014. [CN 6] We also stated that to the extent that Sanchez was  
9 appealing the guardianship and conservatorship orders entered before January 10,  
10 2014, we proposed to dismiss Sanchez’s appeal as untimely. [Id.]

11 {2} On January 13, 2015, attorney Richard S. Mackenzie filed a response on behalf  
12 of Sanchez, in which he informed this Court that he was representing Sanchez and he  
13 requested an extension of time to prepare a memorandum in opposition. The motion  
14 for extension was granted through March 12, 2015, with a note stating “[a]ny further  
15 request for extension will be disfavored.” On March 11, 2015, Mackenzie filed a  
16 response informing this Court that he had a conflict and could no longer represent  
17 Sanchez; and on March 19, 2015, this Court entered an order allowing Mackenzie to  
18 withdraw as counsel. In the interim, on March 12, 2015, Sanchez filed a motion for

1 extension of time to file his memorandum in opposition to the second calendar notice,  
2 which was granted through April 1, 2015. On April 1, 2015, Sanchez filed another  
3 motion for extension of time to file his memorandum in opposition to the second  
4 calendar notice, which was granted through June 1, 2015, with a note stating that  
5 “future requests for extension will be disfavored.” Included in this motion was a  
6 request for appointment of counsel, which was denied. On June 1, 2015, Sanchez filed  
7 yet another request for extension of time, which was ultimately denied on June 10,  
8 2015.

9 {3} On June 23, 2015, Sanchez filed a “Motion to Dismiss,” which we construe as  
10 an untimely memorandum in opposition and address herein. While we acknowledge  
11 Sanchez’s arguments that this Court should appoint private counsel to represent him  
12 in this matter, we have previously considered and addressed these arguments.  
13 Likewise, we have previously considered and addressed Sanchez’s arguments that  
14 there were errors with the underlying guardianship and conservatorship proceeding.

15 {4} Although Sanchez was given numerous opportunities to do so, he has not  
16 pointed out errors in fact or law with our proposed disposition. *See Hennessy v.*  
17 *Duryea*, 1998-NMCA-036, ¶ 24, 124 N.M. 754, 955 P.2d 683 (“Our courts have  
18 repeatedly held that, in summary calendar cases, the burden is on the party opposing  
19 the proposed disposition to clearly point out errors in fact or law.”); *State v.*

1 *Mondragon*, 1988-NMCA-027, ¶ 10, 107 N.M. 421, 759 P.2d 1003 (stating that “[a]  
2 party responding to a summary calendar notice must come forward and specifically  
3 point out errors of law and fact,” and the repetition of earlier arguments does not  
4 fulfill this requirement), *superseded by statute on other grounds as stated in State v.*  
5 *Harris*, 2013-NMCA-031, ¶ 3, 297 P.3d 374. Accordingly, for the reasons stated in  
6 our first and second notices of proposed disposition, we affirm the Order entered on  
7 January 10, 2014, and, to the extent that Sanchez was appealing the guardianship and  
8 conservatorship orders, entered before January 10, 2014, we dismiss Sanchez’s appeal  
9 as untimely.

10 {5} **IT IS SO ORDERED.**

11 \_\_\_\_\_  
12 **MICHAEL D. BUSTAMANTE, Judge**

13 **WE CONCUR:**

14 \_\_\_\_\_  
15 **CYNTHIA A. FRY, Judge**

16 \_\_\_\_\_  
17 **RODERICK T. KENNEDY, Judge**