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

2 **STATE OF NEW MEXICO,**

3 Plaintiff-Appellee,

4 v.

No. 33,898

5 **SANDRA PIERSON,**

6 Defendant-Appellant.

7 **APPEAL FROM THE DISTRICT COURT OF BERNALILLO COUNTY**

8 **Kenneth H. Martinez, District Judge**

9 Hector H. Balderas, Attorney General

10 Santa Fe, NM

11 M. Victoria Wilson, Assistant Attorney General

12 Albuquerque, NM

13 for Appellee

14 Geoffrey D. Scovil

15 Albuquerque, NM

16 for Appellant

17 **MEMORANDUM OPINION**

18 **SUTIN, Judge.**

1 {1} Defendant Sandra Pierson appeals from the district court’s judgment, sentence,
2 partially suspended sentence, and commitment to the New Mexico Department of
3 Corrections entered on June 5, 2014. As set forth in the judgment and sentence,
4 Defendant was convicted of the identified crimes, pursuant to guilty plea, in the
5 following cases: D-202-CR-2010-03521 (forgery); D-202-CR-2010-03811 (unlawful
6 taking of a motor vehicle); D-202-CR-2010-04398 (residential burglary); D-202-CR-
7 2012-01086 (racketeering, conspiracy to commit racketeering, and two counts of
8 forgery); and D-202-CR-2012-01087 (receiving or transferring a stolen vehicle). This
9 Court issued a calendar notice, proposing to reverse the district court’s judgment and
10 sentence and remand for resentencing in accordance with the plea agreement. The
11 State filed a memorandum in response to our notice [Ct. App. File], stating that it
12 “does not oppose this Court’s proposed summary disposition[.]” [MIO 1]
13 Accordingly, for the reasons stated in our notice of proposed disposition, we reverse
14 and remand to the district court for resentencing and entry of a new judgment and
15 sentence that conforms with the plea agreement.

16 {2} **IT IS SO ORDERED.**

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18 _____
19 **JONATHAN B. SUTIN, Judge**

19 **WE CONCUR:**

1 **MICHAEL E. VIGIL, Chief Judge**

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3 **CYNTHIA A. FRY, Judge**