

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

4 {2} Accordingly, we affirm for the reasons stated in our calendar notice.

5 {3} **IT IS SO ORDERED.**

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7 **JAMES J. WECHSLER, Judge**

8 **WE CONCUR:**

9 _____
10 **MICHAEL D. BUSTAMANTE, Judge**

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12 **CYNTHIA A. FRY, Judge**