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

2 **DONALD LEE McANINCH and**
3 **DORIS McANINCH,**

4 Plaintiffs-Appellants,

5 **and**

6 **GUEBERT BRUCKNER, P.C.,**

7 Law Firm-Appellant,

8 **v.**

No. 35,129

9 **DR. PAUL LEVY; NEW MEXICO HEART**
10 **INSTITUTE, P.A.; HHNM, LLC d/b/a HEART**
11 **HOSPITAL OF NEW MEXICO; SAN JUAN**
12 **REGIONAL MEDICAL CENTER, INC.; and**
13 **DOES 1 THROUGH 10.**

14 **Defendants-Appellees.**

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

16 **Carl J. Butkus, District Judge**

17 Guebert Bruckner P.C.

18 Terry R. Guebert

19 Christopher J. DeLara

20 David C. Odegard

21 Albuquerque, NM

1 for Appellants

2 Hinkle Shanor LLP
3 Hari-Amrit Khalsa
4 Kathleen M. Wilson
5 Albuquerque, NM

6 for Appellees

7 **MEMORANDUM OPINION**

8 **SUTIN, Judge.**

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

12 {2} **DISMISSED.**

13 {3} **IT IS SO ORDERED.**

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15

JONATHAN B. SUTIN, Judge

16 **WE CONCUR:**

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JAMES J. WECHSLER, Judge

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20

TIMOTHY L. GARCIA, Judge