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1 **33 IN THE COURT OF APPEALS OF THE STATE OF NEW MEXICO**

2 **STATE OF NEW MEXICO,**

3 Plaintiff-Appellee,

4 **v.**

No. 35,162

5 **TANISHA ROJAS,**

6 Defendant-Appellant.

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

8 **Brett R. Loveless, District Judge**

9 Hector H. Balderas, Attorney General

10 Santa Fe, NM

11 for Appellee

12 Bennett Baur, Chief Public Defender

13 Steven J. Forsberg, Assistant Public Defender

14 Albuquerque, NM

15 for Appellant

16 **MEMORANDUM OPINION**

17 **BUSTAMANTE, Judge.**

1 {1} Defendant appeals from a district court on-the-record opinion affirming her
2 metropolitan court conviction for Driving While Intoxicated. We issued a calendar
3 notice proposing to affirm. Defendant has filed a memorandum in opposition, in
4 which she concedes that our calendar notice contained no factual or legal errors. In
5 addition Defendant concedes that this Court does not have the power to revisit or
6 change the Supreme Court case law that control the outcome in this case.
7 Accordingly, we affirm. *See State v. Ibarra*, 1993-NMCA-040, ¶ 11, 116 N.M. 486,
8 864 P.2d 302 (“A party opposing summary disposition is required to come forward
9 and specifically point out errors in fact and/or law.”).

10 {2} **IT IS SO ORDERED.**

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13 _____
MICHAEL D. BUSTAMANTE, Judge

14 **WE CONCUR:**

15 _____
16 **RODERICK T. KENNEDY, Judge**

17 _____
18 **LINDA M. VANZI, Judge**