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

2 **SAN PEDRO OVERLOOK**
3 **COMMUNITY ASSOCIATION,**

4 Plaintiff-Appellee,

5 v.

NO. A-1-CA-36512

6 **SP OVERLOOK, LLC, a/k/a**
7 **SPOVERLOOK, LLC,**

8 Defendant-Appellant.

9 **APPEAL FROM THE DISTRICT COURT OF SANDOVAL COUNTY**

10 **John F. Davis, District Judge**

11 Katz Herdman MacGillivray & Fullerton PC
12 Frank T. Herdman
13 Santa Fe, NM

14 for Appellee

15 Albuquerque Business Law, P.C.
16 James T. Burns III
17 Albuquerque, NM

18 for Appellant

19 **MEMORANDUM OPINION**

20 **VANZI, Chief Judge.**

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} AFFIRMED.

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

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7

LINDA M. VANZI, Chief Judge

8 **WE CONCUR:**

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HENRY M. BOHNHOFF, Judge

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DANIEL J. GALLEGOS, Judge