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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. A-1-CA-36836**

5       **CHRISTOPHER HARVEY,**

6             Defendant-Appellant,

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

8       **Benjamin Salvador Chavez, District Judge**

9       Hector H. Balderas, Attorney General

10       Santa Fe, NM

11       for Appellee

12       McCleary & Richter-Freund, LLC

13       Mary McCleary

14       Albuquerque, NM

15                                       **MEMORANDUM OPINION**

16       **HANISEE, Judge.**

17       {1}     Summary affirmance was proposed for the reasons stated in the notice of  
18       proposed summary disposition. No memorandum opposing summary affirmance has  
19       been filed and the time for doing so has expired.

1 {2} **AFFIRMED.**

2 {3} **IT IS SO ORDERED.**

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**J. MILES HANISEE, Judge**

5 **WE CONCUR:**

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7 **M. MONICA ZAMORA, Judge**

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9 **JULIE J. VARGAS, Judge**