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

2       **LARRY K. CHAPMAN,**

3               Plaintiff-Appellant,

4       v.

**No. A-1-CA-36901**

5       **APACHE SALES, INC.,**

6               Defendant-Appellee.

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

8       **William G. Shoobridge, District Judge**

9       Newell Law Firm, LLC

10      Michael T. Newell

11      Lovington, NM

12      for Appellant

13      Sanders, Bruin, Coll & Worley, P.A.

14      Clayton S. Hightower

15      Roswell, NM

16      for Appellee

17                                       **MEMORANDUM OPINION**

18      **HANISEE, 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. **AFFIRMED.**

4 {2} **IT IS SO ORDERED.**

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**J. MILES HANISEE, Judge**

7 **WE CONCUR:**

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**JULIE J. VARGAS, Judge**

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**JENNIFER L. ATTREP, Judge**