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

7 **CHARLES BLECHLE, SALLY**
8 **BLECHLE, CHERYL KURK,**
9 **PEGGY CHESTER, JOSEPH D.**
10 **ALBILLAR, and JOHN**
11 **D. MOSES,**

12 Plaintiffs-Appellees,

13 v.

NO. 30,572

14 **SANGRE ROSE, LLC,**
15 **JIM VINCENT, and**
16 **PATRICIA VINCENT,**

17 Defendants-Appellants.

18 **APPEAL FROM THE DISTRICT COURT OF SANTA FE COUNTY**

19 **Raymond Z. Ortiz, District Judge**

20 Scheuer, Yost & Patterson
21 Kristofer C. Knutson
22 Santa Fe, NM

23 for Appellees

24 Sangre Rose, LLC
25 Jim and Patricia Vincent
26 Santa Fe, NM

27 Pro Se Appellants

1 **MEMORANDUM OPINION**

2 **KENNEDY, Judge.**

3 Appellants (Defendants) appeal from the district court’s “order granting motion
4 to enforce settlement agreement.” [RP 311] Our notice proposed to affirm.
5 Defendants did not file a memorandum in opposition. *See Frick v. Veazey*, 116 N.M.
6 246, 247, 861 P.2d 287, 288 (Ct. App. 1993) (recognizing that the failure to file a
7 memorandum in opposition to a calendar notice constitutes acceptance of a proposed
8 disposition). Appellees (Plaintiffs) filed an untimely memorandum supporting our
9 proposed affirmance. For reasons set forth in the notice, we affirm.

10 **IT IS SO ORDERED.**

11 _____
12 **RODERICK T. KENNEDY, Judge**

13 **WE CONCUR:**

14 _____
15 **MICHAEL E. VIGIL, Judge**

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