

FILED: November 15, 2012

IN THE COURT OF APPEALS OF THE STATE OF OREGON

STATE OF OREGON,
Plaintiff-Respondent,

v.

MARGARITO GARZA,
Defendant-Appellant.

Washington County Circuit Court
C092075CR

A146764

Marco Hernandez, Judge.

Submitted on August 29, 2012.

Peter Gartlan, Chief Defender, and Ernest G. Lannet, Chief Deputy Defender, Office of Public Defense Services, filed the brief for appellant.

John R. Kroger, Attorney General, Anna M. Joyce, Solicitor General, and Jeremy C. Rice, Assistant Attorney General, filed the brief for respondent.

Before Ortega, Presiding Judge, and Haselton, Chief Judge, and Sercombe, Judge.

PER CURIAM

Affirmed. [*State v. Ziska*](#), 253 Or App 82, ___ P3d ___ (2012).