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IN THE COURT OF APPEALS OF THE STATE OF NEW MEXICO

**STATE OF NEW MEXICO ex rel.
CHILDREN, YOUTH & FAMILIES
DEPARTMENT,**

Court of Appeals of New Mexico
Filed 4/17/2023 9:25 AM



Mark Reynolds

Petitioner-Appellee,

v.

No. A-1-CA-40796

KIMBERLY M.,

Respondent-Appellant,

IN THE MATTER OF DECEMBER W.,

Child.

APPEAL FROM THE DISTRICT COURT OF TORRANCE COUNTY

Roscoe A. Woods, District Court Judge

Mary E. McQueeney, Chief Children's Court Attorney

Santa Fe, NM

Kelly P. O'Neil, Assistant Children's Court Attorney

Albuquerque, NM

for Appellee

Cravens Law LLC

Richard H, Cravens, IV

Albuquerque, NM

for Appellant

Law Office of Shasta N. Inman, LLC

Shasta N. Inman

Albuquerque, NM

Guardian Ad Litem

1 MEMORANDUM OPINION

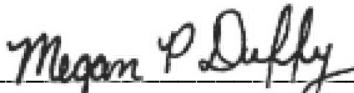
2 DUFFY, Judge.

3 {1} Respondent Kimberly M. (Mother) appeals from the district court’s judgment
4 terminating her parental rights. [3 RP 615-25] In this Court’s notice of proposed
5 disposition, we proposed to summarily affirm. [CN 12] Mother filed a memorandum
6 in opposition, which we have duly considered. Remaining unpersuaded, we affirm.

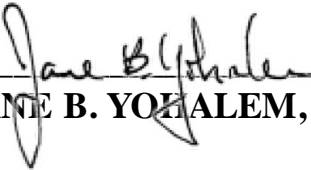
7 {2} In her memorandum in opposition, Mother repeats the presentation of the
8 issues and facts asserted and argued in Mother’s docketing statement. [MIO 3-14]
9 Mother has not asserted any facts, law, or argument that persuade this Court that our
10 notice of proposed disposition was erroneous. *See Hennessy v. Duryea*, 1998-
11 NMCA-036, ¶ 24, 124 N.M. 754, 955 P.2d 683 (“Our courts have repeatedly held
12 that, in summary calendar cases, the burden is on the party opposing the proposed
13 disposition to clearly point out errors in fact or law.”); *State v. Mondragon*, 1988-
14 NMCA-027, ¶ 10, 107 N.M. 421, 759 P.2d 1003 (stating that “[a] party responding
15 to a summary calendar notice must come forward and specifically point out errors
16 of law and fact,” and the repetition of earlier arguments does not fulfill this
17 requirement), *superseded by statute on other grounds as stated in State v. Harris*,
18 2013-NMCA-031, ¶ 3, 297 P.3d 374.


19 {3} Accordingly, for the reasons stated in our notice of proposed disposition and
20 herein, we affirm the termination of Mother’s parental rights.

1 {4} IT IS SO ORDERED.

2 
3 _____
MEGAN P. DUFFY, Judge

4 WE CONCUR:

5 
6 _____
JANE B. YOHALEM, Judge

7 
8 _____
KATHERINE A. WRAY, Judge