

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

Court of Appeals of New Mexico
Filed 2/1/2023 10:48 AM

2 **STATE OF NEW MEXICO,**

3 Plaintiff-Appellee,



Mark Reynolds

4 v.

No. A-1-CA-40072

5 **BEVERLY MELENDEZ,**

6 Defendant-Appellant.

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

8 **Mary Marlowe Sommer, District Court Judge**

9 Raúl Torrez, Attorney General

10 Maris Veidemanis, Assistant Attorney General

11 Santa Fe, NM

12 for Appellee

13 Bennett J. Baur, Chief Public Defender

14 Santa Fe, NM

15 for Appellant

16 **MEMORANDUM OPINION**

17 **IVES, Judge.**

18 {1} Defendant appeals her convictions for second degree murder and negligent

19 use of a weapon. [CN 1] In our notice of proposed disposition, we proposed to

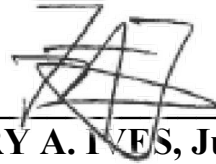
20 reverse Defendant's convictions because the detective in this case failed to honor

21 Defendant's unequivocal request for counsel. [CN 4, 6] The State has responded to

22 this Court's notice of proposed disposition, stating that it does not oppose the Court's

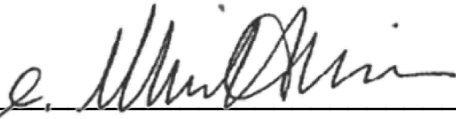
1 proposed resolution in this case. [Rsp. 1] Accordingly, for the reasons stated in our
2 notice of proposed disposition and herein, we reverse Defendant's convictions and
3 remand this case to the district court for further proceedings.

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

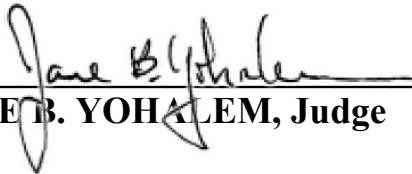


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6 **ZACHARY A. IVES, Judge**

7 **WE CONCUR:**



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9 **J. MILES HANISEE, Judge**



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11 **JANE B. YOHALEM, Judge**