

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

Court of Appeals of New Mexico
Filed 4/17/2024 11:27 AM

2 **STATE OF NEW MEXICO,**



Ramon J. Maestas
Chief Clerk

3 Plaintiff-Appellee,

4 v.

No. A-1-CA-41370

5 **WILBERT JONES, JR.,**

6 Defendant-Appellant.

7 **APPEAL FROM THE METROPOLITAN COURT OF BERNALILLO**
8 **COUNTY**

9 **Jill M. Martinez, Metropolitan Court Judge**

10 Raúl Torrez, Attorney General

11 Santa Fe, NM

12 Van Snow, Acting Deputy Solicitor General

13 Albuquerque, NM

14 for Appellee

15 Bennett J. Baur, Chief Public Defender

16 Santa Fe NM

17 for Appellant

18 **MEMORANDUM OPINION**

19 **BOGARDUS, Judge.**

20 {1} Summary reversal in part, and affirmance in part was proposed for the reasons

21 stated in the notice of proposed summary disposition. Appellee has filed a notice

22 with this Court informing us that it will not be filing a memorandum in opposition.

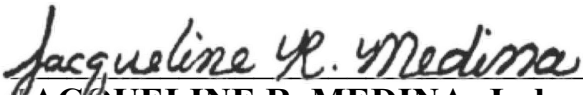
23 No memorandum opposing the proposed disposition has been filed, and the time for

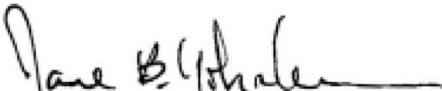
1 doing so has expired. Accordingly, we rely on the reasoning contained in our notice
2 of proposed disposition. **AFFIRMED IN PART, REVERSED IN PART.**

3 {2} **IT IS SO ORDERED.**

4 
5 **KRISTINA BOGARDUS, Judge**

6 **WE CONCUR:**

7 
8 **JACQUELINE R. MEDINA, Judge**

9 
10 **JANE B. YOHALEM, Judge**