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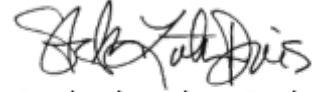
1 **IN THE COURT OF APPEALS OF THE STATE OF NEW MEXICO**

Court of Appeals of New Mexico

Filed 4/14/2025 7:43 AM

2 **STATE OF NEW MEXICO,**

3 Plaintiff-Appellee,



Stephanie Latimer Davis
Acting Chief Clerk

4 v.

No. A-1-CA-41656

5 **WILLIAM BURKE,**

6 Defendant-Appellant.

7 **APPEAL FROM THE DISTRICT COURT OF CATRON COUNTY**

8 **Roscoe A. Woods, District Court Judge**

9 Raúl Torrez, Attorney General

10 Santa Fe, NM

11 Van Snow, Deputy Solicitor General

12 Albuquerque, NM

13 for Appellee

14 Bennett J. Baur, Chief Public Defender

15 Bianca Ybarra, Assistant Appellate Defender

16 Santa Fe, NM

17 for Appellant

18 **MEMORANDUM OPINION**

19 **ATTREP, Judge.**

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

21 stated in the notice of proposed summary disposition. Appellant and Appellee have

22 each filed a notice with this Court informing us that they will not be filing a

23 memorandum in opposition. No memorandum opposing the proposed disposition


24 has been filed, and the time for doing so has expired. Accordingly, we rely on the
25 reasoning contained in our notice of proposed disposition. **AFFIRMED IN PART**
26 **AND REVERSED IN PART.**

27 {2} **IT IS SO ORDERED.**

28 
29 _____
JENNIFER L. ATTREP, Judge

30 **WE CONCUR:**

31 
32 _____
ZACHARY A. IVES, Judge

33 
34 _____
KATHERINE A. WRAY, Judge