

**E PATTERSON V. L LOPRESTO**

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**EMILY PATTERSON, Petitioner-Appellee,  
v.  
LEN LOPRESTO, Respondent-Appellant.**

Docket No. 28,848

COURT OF APPEALS OF NEW MEXICO

May 27, 2009

APPEAL FROM THE DISTRICT COURT OF DOÑA ANA COUNTY, Mike Murphy,  
District Judge.

**COUNSEL**

Francisco Mario Ortiz, Las Cruces, NM, for Appellee.

Bates Law Firm, Lloyd O. Bates, Jr., Las Cruces, NM, for Appellant.

**JUDGES**

RODERICK T. KENNEDY, Judge. WE CONCUR: MICHAEL E. VIGIL, Judge, LINDA M. VANZI, Judge

**AUTHOR:** RODERICK T. KENNEDY

**MEMORANDUM OPINION**

**KENNEDY, Judge.**

Summary affirmance was proposed for the reasons stated in the notice of proposed summary disposition. No memorandum opposing summary affirmance has been filed and the time for doing so has expired.

AFFIRMED.

**IT IS SO ORDERED.**

**RODERICK T. KENNEDY, Judge**

**WE CONCUR:**

**MICHAEL E. VIGIL, Judge**

**LINDA M. VANZI, Judge**