

**IVEY V. TOWN OF MOUNTAINAIR**

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**STEVE IVEY and LINDA IVEY,**  
Plaintiffs-Appellants,  
v.  
**TOWN OF MOUNTAINAIR,  
TOWN COUNCIL OF MOUNTAINAIR,  
and MAYOR CHESTER RILEY, in his  
official capacity,**  
Defendants-Appellees.

No. 34,672

COURT OF APPEALS OF NEW MEXICO

November 16, 2015

APPEAL FROM THE DISTRICT COURT OF TORRANCE COUNTY, Matthew G.  
Reynolds, District Judge

**COUNSEL**

Michael Romeo DeMarco, McIntosh, NM, for Appellants

The Baker Law Firm, Jeffrey L. Baker, Renni Zifferblatt, Albuquerque, NM, for Appellees

**JUDGES**

M. MONICA ZAMORA, Judge. WE CONCUR: JONATHAN B. SUTIN, Judge, CYNTHIA  
A. FRY, Judge

**AUTHOR:** M. MONICA ZAMORA

**MEMORANDUM OPINION**

**ZAMORA, Judge.**

**{1}** 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.**

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

**M. MONICA ZAMORA, Judge**

**WE CONCUR:**

**JONATHAN B. SUTIN, Judge**

**CYNTHIA A. FRY, Judge**