#### **NUTTER V. McCOY**

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### JAMES B. NUTTER & COMPANY,

Plaintiff-Appellant,

V.

RANDY F. McCOY; MARGO P. McCOY; WELLS FARGO FINANCIAL BANK; STATE OF NEW MEXICO DEPARTMENT OF WORKFORCE SOLUTIONS; UNITED STATES OF AMERICA (IRS); THE PICK FAMILY TRUST; SUNQUEST MARKETING, INC. d/b/a PREMIUM SHOPPING GUIDE; PARTS PLUS OF NEW MEXICO, INC.; JAMIE SCHUBERT; LYDIA ROMERO; CAPITAL ONE BANK (USA), N.A.; and ADVANCEME, INC.,

Defendants-Appellees.

No. 32,706

COURT OF APPEALS OF NEW MEXICO

August 21, 2013

APPEAL FROM THE DISTRICT COURT OF BERNALILLO COUNTY, Clay Campbell, District Judge

#### COUNSEL

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New Mexico Department of Workforce Solutions, Elizabeth A. Garcia, Albuquerque, NM, The United States of America (IRS), Kenneth J. Gonzales, Manuel Lucero, Albuquerque, NM, Onman & Yntema P.A., Hessel E. Yntema III, Albuquerque, NM, for Appellees

### **JUDGES**

JAMES J. WECHSLER, Judge. WE CONCUR: JONATHAN B. SUTIN, Judge, TIMOTHY L. GARCIA, Judge

**AUTHOR:** JAMES J. WECHSLER

## **MEMORANDUM OPINION**

# WECHSLER, Judge.

- **(1)** Summary dismissal was proposed for the reasons stated in the notice of proposed summary disposition. No memorandum opposing summary dismissal has been filed and the time for doing so has expired.
- **{2}** Accordingly, we dismiss for the reasons stated in our calendar notice.
- {3} IT IS SO ORDERED.

JAMES J. WECHSLER, Judge

**WE CONCUR:** 

JONATHAN B. SUTIN, Judge

**TIMOTHY L. GARCIA, Judge**