### PURPLE LUPINE, LLC V. SHERMAN & SHERMAN, P.C.

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> PURPLE LUPINE, LLC, a New Mexico **Limited Liability Company,**

Plaintiff-Appellee,

V.

SHERMAN & SHERMAN, P.C., **Defendant-Appellant**,

**CITY OF DEMING, a Municipal Corporation** of the State of New Mexico, SOUTHWEST LOAN & INVESTMENT CORP., SUNBELT ANDERSON OIL COMPANY, a Texas Corporation, and MINNIE LUJAN, if living, and if deceased, Minnie Lujan's unknown heirs, Defendants.

No. 35,258

COURT OF APPEALS OF NEW MEXICO

June 28, 2016

APPEAL FROM THE DISTRICT COURT OF LUNA COUNTY, Henry R. Quintero, District Judge

#### COUNSEL

McCarthy & Holthus, LLP, Jeannette Martinez Whittaker, Albuquerque, NM, for Appellee

Sherman, Sherman, Jakub F. Sherman, Frederick H. Sherman, Deming, NM, for Appellant

#### **JUDGES**

MICHAEL D. BUSTAMANTE, Judge. WE CONCUR: JAMES J. WECHSLER, Judge, RODERICK T. KENNEDY, Judge

## **AUTHOR: MICHAEL D. BUSTAMANTE**

## **MEMORANDUM OPINION**

# **BUSTAMANTE**, Judge.

- **{1}** Summary reversal was proposed for the reasons stated in the notice of proposed disposition. No memorandum opposing summary reversal has been filed, and the time for doing so has expired.
- **{2}** Reversed.
- {3} IT IS SO ORDERED.

**MICHAEL D. BUSTAMANTE, Judge** 

WE CONCUR:

JAMES J. WECHSLER, Judge

**RODERICK T. KENNEDY, Judge**