

<b>STATE V. C. GARCIA</b>
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**STATE OF NEW MEXICO,**  
Plaintiff-Appellee,  
**vs.**  
**CHRISTOPHER GARCIA,**  
Defendant-Appellant.

No. 29,354

COURT OF APPEALS OF NEW MEXICO

June 18, 2009

APPEAL FROM THE DISTRICT COURT OF BERNALILLO COUNTY, Robert M.  
Schwartz, District Judge

**COUNSEL**

Gary K. King, Attorney General, Santa Fe, NM, for Appellee

Gorence & Oliveros, P.C., Robert J. Gorence, Albuquerque, NM, for Appellant

**JUDGES**

RODERICK T. KENNEDY, Judge. WE CONCUR: CYNTHIA A. FRY, Chief Judge,  
CELIA FOY CASTILLO, 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:**

**CYNTHIA A. FRY, Chief Judge**

**CELIA FOY CASTILLO, Judge**