

STATE V. FARRELL

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STATE OF NEW MEXICO,
Plaintiff-Respondent,
v.
ORIANA FARRELL,
Defendant-Applicant.

No. 33,900

COURT OF APPEALS OF NEW MEXICO

September 25, 2014

APPEAL FROM THE DISTRICT COURT OF TAOS COUNTY, John M. Paternoster,
District Judge

COUNSEL

Gary K. King, Attorney General, Margaret McLean, Assistant Attorney General, Santa Fe, NM, for Respondent

Alan Maestas Law Office, P.C., Alan H. Maestas, Kathryn J. Hardy, Taos, NM, for Applicant

JUDGES

JONATHAN B. SUTIN, Judge. WE CONCUR: TIMOTHY L. GARCIA, Judge, M. MONICA ZAMORA, Judge

AUTHOR: JONATHAN B. SUTIN

MEMORANDUM OPINION

SUTIN, Judge.

{1} Defendant filed an application for interlocutory appeal to challenge the district court's refusal to dismiss the indictment brought against Defendant. We granted the

application and issued a notice of proposed disposition proposing to reverse. The State has filed a response indicating it is unable to offer any additional facts or legal argument to challenge the proposed disposition. The State also requests issuance of an expedited mandate, and Defendant concurs in that request. Therefore, for the reasons stated in the notice, we reverse the district court's decision in this case. Mandate shall issue immediately.

{2} IT IS SO ORDERED.

JONATHAN B. SUTIN, Judge

WE CONCUR:

TIMOTHY L. GARCIA, Judge

M. MONICA ZAMORA, Judge