

**CITY OF GALLUP V. HART**

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**CITY OF GALLUP, New Mexico,  
a municipal corporation,  
Plaintiff-Appellee,  
v.  
PHILLIP HART,  
Defendant-Appellant,**

No. A-1-CA-37247

COURT OF APPEALS OF OF NEW MEXICO

October 1, 2018

APPEAL FROM THE DISTRICT COURT OF MCKINLEY COUNTY, Robert A. Aragon,  
District Judge

**COUNSEL**

Stelzner, Winter, Warburton, Flores, Sanchez & Dawes, P.A., Rebekah Anne Gallegos,  
Albuquerque, NM, for Appellee

JoHanna C. Cox, Albuquerque, NM, for Appellant

**JUDGES**

MICHAEL E. VIGIL, Judge. WE CONCUR: M. MONICA ZAMORA, Judge, J. MILES  
HANISEE, Judge

**AUTHOR:** MICHAEL E. VIGIL

**MEMORANDUM OPINION**

**VIGIL, 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} DISMISSED.**

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

**MICHAEL E. VIGIL, Judge**

**WE CONCUR:**

**M. MONICA ZAMORA, Judge**

**J. MILES HANISEE, Judge**