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**IN THE COURT OF APPEALS OF THE STATE OF NEW MEXICO**

**No. A-1-CA-37480**

**BANK OF AMERICA, N.A.,  
Successor by Merger to HOME  
LOANS SERVICING, LP, f/k/a  
COUNTRYWIDE HOME LOANS  
SERVICING, LP,**

Plaintiff-Appellee,

v.

**LEEROSS BENAVIDEZ,**

Defendant-Appellant.

**APPEAL FROM THE DISTRICT COURT OF BERNALILLO COUNTY  
Valerie A. Huling, District Judge**

Aldridge Pite, LLP  
Robert L. Negin  
Houston, TX

for Appellee

Rachael O. Woods  
Albuquerque, NM

for Appellant

**MEMORANDUM OPINION**

**VARGAS, Judge.**

{1} 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.**

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

**JULIE J. VARGAS, Judge**

**WE CONCUR:**

**M. MONICA ZAMORA, Chief Judge**

**J. MILES HANISEE, Judge**