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

**No. A-1-CA-38711**

**STATE OF NEW MEXICO,**

Plaintiff-Appellant,

v.

**ALAN EMAMDEE,**

Defendant-Appellee.

**APPEAL FROM THE DISTRICT COURT OF SAN JUAN COUNTY  
Lyndy D. Bennett, District Judge**

Hector H. Balderas, Attorney General  
Santa Fe, NM  
Charles J. Gutierrez, Assistant Attorney General  
Albuquerque, NM

for Appellant

Arlon L. Stoker, Jr.  
Farmington, NM

Law Office of Mark A. Curnutt, LLC  
Mark A. Curnutt  
Farmington, NM

for Appellee

**MEMORANDUM OPINION**

**HANISEE, Chief Judge.**

{1} The State appealed an evidentiary ruling. We previously issued a notice of proposed summary disposition in which we proposed to affirm. The State has filed a response indicating that it will not be filing a memorandum in opposition,

**{2}** Accordingly, for the reasons previously stated, we affirm.

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

**J. MILES HANISEE, Chief Judge**

**WE CONCUR:**

**JENNIFER L. ATTREP, Judge**

**MEGAN P. DUFFY, Judge**