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

**No. A-1-CA-38894**

**AARON GARRETT, as Personal  
Representative of the Wrongful Death  
Estate of CHARLES ROMERO, JR.,  
Deceased,**

Plaintiff-Appellant,

v.

**GOVERNMENT EMPLOYEES  
INSURANCE COMPANY,**

Defendant-Appellee,

and

**LOUIS DURAN,**

Defendant.

Elias Law P.C.  
Michael C. Ross  
Albuquerque, NM

for Appellant

Stephen M. Simone  
Albuquerque, NM

for Appellee

**MEMORANDUM OPINION**

**HANISEE, Chief 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.**

**J. MILES HANISEE, Chief Judge**

**WE CONCUR:**

**JENNIFER L. ATTREP, Judge**

**KRISTINA BOGARDUS, Judge**