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IN THE COURT OF APPEALS OF THE STATE OF NEW MEXICO

No. A-1-CA-38955

JACQUELINE ADAMS,

Plaintiff-Appellant,

v.

CHARLIE MICHAEL DOSS, M.D.,

Defendant-Appellee.

APPEAL FROM THE DISTRICT COURT OF SANDOVAL COUNTY

George P. Eichwald, District Judge

Law Offices of James P. Lyle, P.C.
James P. Lyle
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for Appellant

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Dana S. Hardy
Jeremy Ian Martin
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Kathleen Wilson
Hari Amrit-Khalsa
Albuquerque, NM

for Appellee

MEMORANDUM OPINION

HANISEE, Chief Judge.

{1} Plaintiff appeals the denial of a motion for new trial based upon the absence of a recess instruction to the jury. This Court's notice of proposed summary disposition proposed to affirm the judgment of the district court. [CN 5] Defendant has filed a

memorandum in support of that proposed summary disposition. [MIS 1] Plaintiff, however, has not filed a memorandum opposing summary affirmance, and the time for doing so has expired. We, therefore, affirm the judgment entered below.

{2} IT IS SO ORDERED.

J. MILES HANISEE, Chief Judge

WE CONCUR:

KRISTINA BOGARDUS, Judge

JANE B. YOHALEM, Judge