IN THE COURT OF APPEALS OF THE STATE OF NEW MEXICO

No. A-1-CA-40255

**STATE OF NEW MEXICO ex rel.
CHILDREN, YOUTH & FAMILIES
DEPARTMENT,**

Petitioner-Appellee,

v.

AMITY M.,

Respondent-Appellant,

**IN THE MATTER OF ALESIO R. and
ASPEN A.,**

Children.

**APPEAL FROM THE DISTRICT COURT OF MORA COUNTY
Abigail Aragon, District Judge**

Children, Youth & Families Department
Mary McQueeny, Chief Children's Court Attorney
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for Appellee

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for Appellant

David Silva, Attorney at Law
David R. Silva
Las Vegas, NM

Guardian Ad Litem

MEMORANDUM OPINION

ATTREP, Judge.

{1} Respondent Amity M. (Mother) appeals from the district court's judgment terminating her parental rights. [2 RP 340-42] In this Court's notice of proposed disposition, we proposed summary affirmance. [CN 15] Mother filed a memorandum in opposition, which we have duly considered. Remaining unpersuaded, we affirm.

{2} In her memorandum in opposition, Mother repeats the presentation of the issues and facts asserted and argued in Mother's docketing statement. [MIO 1-4] Mother has not asserted any facts, law, or argument that persuade this Court that our notice of proposed disposition was erroneous. *See Hennessy v. Duryea*, 1998-NMCA-036, ¶ 24, 124 N.M. 754, 955 P.2d 683 ("Our courts have repeatedly held that, in summary calendar cases, the burden is on the party opposing the proposed disposition to clearly point out errors in fact or law."); *State v. Mondragon*, 1988-NMCA-027, ¶ 10, 107 N.M. 421, 759 P.2d 1003 (stating that a party responding to a summary calendar notice must come forward and specifically point out errors of law and fact, and the repetition of earlier arguments does not fulfill this requirement), *superseded by statute on other grounds as stated in State v. Harris*, 2013-NMCA-031, ¶ 3, 297 P.3d 374.

{3} Accordingly, for the reasons stated in our notice of proposed disposition and herein, we affirm the termination of Mother's parental rights.

{4} IT IS SO ORDERED.

JENNIFER L. ATTREP, Judge

WE CONCUR:

SHAMMARA H. HENDERSON, Judge

JANE B. YOHALEM, Judge