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IN THE COURT OF APPEALS OF THE STATE OF NEW MEXICO

No. A-1-CA-40072

STATE OF NEW MEXICO,

Plaintiff-Appellee,

v.

BEVERLY MELENDEZ,

Defendant-Appellant.

**APPEAL FROM THE DISTRICT COURT OF SANTA FE COUNTY
Mary Marlowe Sommer, District Court Judge**

Raúl Torrez, Attorney General
Maris Veidemanis, Assistant Attorney General
Santa Fe, NM

for Appellee

Bennett J. Baur, Chief Public Defender
Santa Fe, NM

for Appellant

MEMORANDUM OPINION

IVES, Judge.

{1} Defendant appeals her convictions for second degree murder and negligent use of a weapon. [CN 1] In our notice of proposed disposition, we proposed to reverse Defendant's convictions because the detective in this case failed to honor Defendant's unequivocal request for counsel. [CN 4, 6] The State has responded to this Court's notice of proposed disposition, stating that it does not oppose the Court's proposed resolution in this case. [Rsp. 1] Accordingly, for the reasons stated in our notice of proposed disposition and herein, we reverse Defendant's convictions and remand this case to the district court for further proceedings.

{2} IT IS SO ORDERED.

ZACHARY A. IVES, Judge

WE CONCUR:

J. MILES HANISEE, Judge

JANE B. YOHALEM, Judge