

**BARBER V. STATE, 94 N.M. 628, 614 P.2d 545 (S. Ct. 1979)**

**DAN O BARBER, Petitioner,  
vs.  
STATE OF NEW MEXICO, Respondent.**

No. 12793

SUPREME COURT OF NEW MEXICO

94 N.M. 628, 614 P.2d 545

November 27, 1979

Original Proceeding on Certiorari

**OPINION**

This matter coming on for consideration by the Court upon petition for writ of certiorari, and the Court having considered said petition and being sufficiently advised in the premises;

NOW, THEREFORE, IT IS ORDERED that the petition for writ of certiorari be and the same is hereby denied.

IT IS FURTHER ORDERED that the Record in Cause No. 3966 be and the same is hereby returned to the Clerk of the Court of Appeals.