

**LONG JOHN SILVER'S, INC. V. TAXATION & REVENUE DEP'T, 132 N.M. 397, 49
P.3d 76 (S. Ct. 2002)**

**LONG JOHN SILVER'S INC., Petitioner-Petitioner,
vs.
TAXATION AND REVENUE DEPARTMENT OF THE STATE OF NEW MEXICO,
Respondent-Respondent.**

NO. 26,543

SUPREME COURT OF NEW MEXICO

132 N.M. 397, 49 P.3d 76

June 07, 2002, Decided

OPINION

ORDER

WHEREAS, this matter came on for consideration upon petition for writ of certiorari filed pursuant to Rule 12-502 NMRA, and the Court having considered said petition and being sufficiently advised, issued its writ of certiorari on October 6, 2000, and, after further consideration of the petition, briefs, and oral argument by the parties, the judgment of a majority of the Court is that the writ shall be quashed as improvidently granted;

NOW, THEREFORE, IT IS ORDERED that the writ of certiorari issued on October 6, 2000, hereby is QUASHED; and

IT IS FURTHER ORDERED that the record proper, proceedings, and exhibits shall be returned to the New Mexico Court of Appeals.

IT IS SO ORDERED.