

**STATE EX REL. FRANKLIN V. MONTOYA, 1961-NMSC-062, 68 N.M. 337, 361 P.2d
958 (S. Ct. 1961)**

**STATE of New Mexico ex rel. George H. FRANKLIN,
individually, and as Chief of Division of Liquor
Control, Bureau of Revenue, State of New
Mexico, Relator,**

vs.

**Honorable Samuel Z. MONTOYA, District Judge of the First
Judicial District of the State of New Mexico,
Respondent**

No. 6961

SUPREME COURT OF NEW MEXICO

1961-NMSC-062, 68 N.M. 337, 361 P.2d 958

May 19, 1961

JUDGES

Compton, Chief Justice, and Carmody, Chavez, Moise and Noble, Justices, concurring.

OPINION

{*337} Original Prohibition Proceeding.

Ordered that the alternative writ of prohibition heretofore issued herein on May 5, 1961,
be and the same is hereby discharged.