

**RICE V. GIDEON, 87 N.M. 299, 532 P.2d 888 (S. Ct. 1975)**

**Harwood R. RICE, Sr., Petitioner,  
vs.  
Joseph W. GIDEON and Albuquerque Gravel Products Company,  
Respondents.**

No. 10117

SUPREME COURT OF NEW MEXICO

87 N.M. 299, 532 P.2d 888

March 05, 1975

Original Proceeding on Certiorari

**OPINION**

Now, therefore, it is considered, ordered and adjudged by the Court that the Writ of Certiorari heretofore issued in the above entitled cause on August 26, 1974 be and the same is hereby quashed as having been improvidently issued.

Further ordered that the record in Court of Appeals Cause No. 1173, 86 N.M. 560, 525 P.2d 920 be and the same is hereby returned to the Clerk of the Court of Appeals.