

**STATE V. SMITH, 113 N.M. 23, 821 P.2d 1060 (S. Ct. 1991)**

**STATE OF NEW MEXICO, Petitioner,  
vs.  
ROGER SMITH, Respondent**

No. 20,220

SUPREME COURT OF NEW MEXICO

113 N.M. 23, 821 P.2d 1060

December 11, 1991

**OPINION**

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

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

IT IS FURTHER ORDERED that the Record in Cause No. 13432 is hereby returned to the Clerk of the Court of Appeals.