

SILVAS V. STATE, 115 N.M. 359, 851 P.2d 481 (S. Ct. 1993)

**DONNIE SILVAS, Petitioner,
vs.
STATE OF NEW MEXICO, Respondent.**

No. 21,031

SUPREME COURT OF NEW MEXICO

115 N.M. 359, 851 P.2d 481

March 22, 1993, Decided

OPINION

This matter coming on for consideration by the Court upon a petition for writ of certiorari filed pursuant to SCRA 1986, 12-502, and the Court having considered said petition and being sufficiently advised;

NOW, THEREFORE, IT IS ORDERED that the petition for writ of certiorari is GRANTED. Further action in the case, including the filing of briefs, if any, shall then be as directed by further order of the Court.

ATTACHMENT

IN THE SUPREME COURT OF THE STATE OF NEW MEXICO

WRIT OF CERTIORARI

NO. 21,031

TO: New Mexico Court of Appeals

GREETINGS:

WHEREAS, the petitioner, through his attorneys, Sammy J. Quintana, Chief Public Defender and Amme M. Hogan, Assistant Appellate Defender, did apply to this Court on February 1, 1993, for its review of an opinion handed down by the New Mexico Court of Appeals on December 11, 1992, in cause no. 13,329 entitled **State of New Mexico vs. Donnie Silvas** ; and

WHEREAS, the Supreme Court gave notice to the Court of Appeals on February 1, 1993, in compliance with Rule 12-502 of the rules of appellate procedure, that an application for writ of certiorari had been filed in the above entitled cause; and

WHEREAS, a copy of the application for writ of certiorari has been served on respondent in the above entitled cause.

NOW, THEREFORE, the writ of certiorari is hereby issued, and the New Mexico Court of Appeals is hereby ordered to proceed no further in cause no. 13,329 pending the further order of the Court.

WITNESS, the Hon. Richard E. Ransom, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 22nd day of March, 1993.