

**STATE V. GALLEGOS, 124 N.M. 268, 949 P.2d 282 (S. Ct. 1997)**

**STATE OF NEW MEXICO, Plaintiff-Respondent,  
vs.  
NELSON GALLEGOS, Defendant-Petitioner.**

NO. 24,303

SUPREME COURT OF NEW MEXICO

124 N.M. 268, 949 P.2d 282

December 22, 1997, Decided

**OPINION**

**ORDER**

WHEREAS, this matter came on for consideration upon petition for writ of certiorari, and the Court having considered said petition and being sufficiently advised, issued its writ of certiorari on May 22, 1997, and, after further consideration of the petition, briefs filed therein, and oral argument by the parties, the judgment of the Court is that the writ shall be quashed, Chief Justice Gene E. Franchini, Justice Joseph F. Baca, Justice Pamela B. Minzner, and Justice Patricio M. Serna concurring, Justice Dan A. McKinnon, III, dissenting;

NOW, THEREFORE, IT IS ORDERED that the writ of certiorari issued on May 22, 1997, hereby is QUASHED.