

**STATE V. SMITH, 126 N.M. 533, 972 P.2d 352 (S. Ct. 1998)**

**STATE OF NEW MEXICO, Plaintiff-Respondent,  
vs.  
JIMMY SMITH, Defendant-Petitioner.**

NO. 25,424

SUPREME COURT OF NEW MEXICO

972 P.2d 352

November 19, 1998, Decided

**OPINION**

**ORDER**

This matter coming on for consideration by the Court upon petition for 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 **denied** in Court of Appeals number **19367**.