

TRUCK INS. EXCH. V. SMITH, 131 N.M. 363, 36 P.3d 953 (S. Ct. 2001)

**TRUCK INSURANCE EXCHANGE, Plaintiff-Respondent,
vs.
DAVID SMITH, Defendant-in-Intervention-Petitioner, and
DEBORAH J. GAGNON, DON R. WATROBA, THE TOMATO CAFE,
INC., and EDWARD WHITE, Defendants.**

NO. 27,134

SUPREME COURT OF NEW MEXICO

36 P.3d 953

October 31, 2001, Decided

Truck Ins. Exch. v. Gagnon, 2001-NMCA-092 (Ct. App. 2001)

OPINION

ORDER

WHEREAS, this matter came on for consideration by the Court upon petition for writ of certiorari, and the Court having considered said petition and response, and being sufficiently advised, Chief Justice Patricio M. Serna, Justice Joseph F. Baca, Justice Gene E. Franchini, Justice Pamela B. Minzner, and Justice Petra Jimenez Maes concurring;

NOW, THEREFORE, IT IS ORDERED that the petition for writ of certiorari is **denied** in Court of Appeals number **21055**.