

**STATE V. HICKS, 131 N.M. 619, 41 P.3d 345 (S. Ct. 2002)**

**STATE OF NEW MEXICO, Plaintiff-Respondent,  
vs.  
DARYL SYDNEY HICKS, Defendant-Petitioner.**

NO. 27,093

SUPREME COURT OF NEW MEXICO

131 N.M. 619, 41 P.3d 345

January 24, 2002, Decided

State v. Hicks, 33 P.3d 284 (2001).

**OPINION**

ORDER

WHEREAS, this matter came on for consideration upon petition for writ of certiorari filed pursuant to Rule 12-502 NMRA, and the Court having considered said petition and being sufficiently advised, issued its writ of certiorari on September 26, 2001, and, after further consideration, the judgment of the Court is that the writ shall be quashed consistently with our dispositions of **State v. Wilson**, No. 26,923, and **State v. Pierce**, No. 27,049, on December 26, 2001, 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 writ of certiorari issued on September 26, 2001, hereby is QUASHED; and

IT IS FURTHER ORDERED that the record proper, transcript of proceedings, and taped proceedings shall be returned to the New Mexico Court of Appeals.

IT IS SO ORDERED.