

**STATE V. EUBANKS, 132 N.M. 193, 46 P.3d 100 (S. Ct. 2002)**

**STATE OF NEW MEXICO, Plaintiff-Respondent,  
vs.  
DAVID GAYLON EUBANKS, Defendant-Petitioner.**

NO. 27,439

SUPREME COURT OF NEW MEXICO

132 N.M. 193, 46 P.3d 100

April 22, 2002, 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, 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 Appeal number **22698**.

IT IS SO ORDERED.