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IN THE COURT OF APPEALS OF THE STATE OF NEW MEXICO

SALVADOR URIAS,

Plaintiff-Appellant,

v. **No. 32,463**

BLUE DIVOT, INC.,

Defendant-Appellee.

APPEAL FROM THE DISTRICT COURT OF DOÑA ANA COUNTY
Manuel I. Arrieta, District Judge

James Rawley
Albuquerque, NM

for Appellant

Law Offices of Eva K. Rappaport
Eva K. Rappaport
Albuquerque, NM

for Appellee

MEMORANDUM OPINION

FRY, Judge.

Summary reversal and remand to the district court was proposed for the reasons stated in the calendar notice. No memorandum opposing summary reversal and remand has been filed, and the time for doing so has expired. The district court's

order of dismissal is hereby reversed and this case is remanded for further proceedings consistent with our calendar notice.

IT IS SO ORDERED.

CYNTHIA A. FRY, Judge

WE CONCUR:

JONATHAN B. SUTIN, Judge

M. MONICA ZAMORA, Judge