This memorandum opinion was not selected for publication in the New Mexico Appellate Reports. Please see Rule 12-405 NMRA for restrictions on the citation of unpublished memorandum opinions. Please also note that this electronic memorandum opinion may contain computer-generated errors or other deviations from the official paper version filed by the Court of Appeals and does not include the filing date.

IN THE COURT OF APPEALS OF THE STATE OF NEW MEXICO

STATE OF NEW MEXICO,

Plaintiff-Appellee,

v. **NO. 32,472**

ERNEST PINO, JR.,

Defendant-Appellant.

APPEAL FROM THE DISTRICT COURT OF BERNALILLO COUNTY
Stan Whitaker, District Judge

Gary K. King, Attorney General
Santa Fe, NM

for Appellee

Ernest Pino, Jr.
Hobbs, NM

Pro se Appellant

MEMORANDUM OPINION

WECHSLER, Judge.

{1} Summary dismissal was proposed for the reasons stated in the notice of proposed summary disposition. No memorandum opposing summary dismissal has been filed and the time for doing so has expired.

{2} Accordingly, we dismiss for the reasons stated in our calendar notice.

{3} **IT IS SO ORDERED.**

_____

JAMES J. WECHSLER, Judge

WE CONCUR:

_____

RODERICK T. KENNEDY, Chief Judge

_____

J. MILES HANISEE, Judge