

ATTEST A TRUE COPY

[Signature]
Clerk of the Supreme Court
of the State of New Mexico

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IN THE SUPREME COURT OF THE STATE OF NEW MEXICO

June 20, 2011

NO. 32,604

CHARLES COX,

Plaintiff-Respondent,

v.

**NEW MEXICO DEPARTMENT OF
PUBLIC SAFETY and PETER OLSON,
in his capacity as Communications Director
of the New Mexico Department of Public Safety,**

Defendants-Petitioners.

ORDER

WHEREAS, this matter came on for consideration upon petition for writ of certiorari filed pursuant to Rule 12-502 NMRA and response thereto, and the Court having considered said pleadings and being sufficiently advised, issued its writ of certiorari on October 18, 2010; and

WHEREAS, having considered the petition, response, briefs, and oral argument by the parties, the judgment of the Court is that the writ shall be quashed as improvidently granted, Chief Justice Charles W. Daniels, Justice Patricio M. Serna, Justice Petra Jimenez Maes, Justice Richard C. Bosson, and Justice Edward L. Chávez concurring;

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NOW, THEREFORE, IT IS ORDERED that the writ of certiorari issued on October 18, 2010, is QUASHED; and

IT IS FURTHER ORDERED that the record proper, transcript of proceedings, digitally recorded proceedings, exhibits, and sealed pleading shall be returned to the New Mexico Court of Appeals.

IT IS SO ORDERED.

WITNESS, Honorable Charles W. Daniels, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 20th day of June, 2011

(SEAL)

Kathleen Jo Gibson

Kathleen Jo Gibson, Chief Clerk of the Supreme Court of the State of New Mexico

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Kathleen Jo Gibson
Clerk of the Supreme Court
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IN THE SUPREME COURT OF THE STATE OF NEW MEXICO

MANDATE NO. 32,604

TO the New Mexico Court of Appeals, GREETINGS:

WHEREAS, in cause numbered 28,658 on your civil docket, wherein Charles Cox was plaintiff, New Mexico Department of Public Safety, et al., were defendants, an opinion was issued by the New Mexico Court of Appeals on August 16, 2010;

WHEREAS, the cause was afterwards brought by defendants into this Court for review by petition for writ of certiorari, and a writ of certiorari was issued on October 18, 2010; and

WHEREAS, an order quashing the writ of certiorari was entered on June 20, 2011.

NOW, THEREFORE, this cause is remanded to you for further proceedings, if any.

WITNESS, Honorable Charles W. Daniels, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 20th day of June, 2011.

(SEAL)

Kathleen Jo Gibson

Kathleen Jo Gibson, Chief Clerk of the Supreme Court of the State of New Mexico