



1 **IN THE SUPREME COURT OF THE STATE OF NEW MEXICO**

2 **November 15, 2022**

3 **NO. S-1-SC-39571**

4 **COUY GRIFFIN,**

5 Defendant-Appellant,

6 v.

7 **STATE OF NEW MEXICO, ex rel.,**
8 **MARCO WHITE, MARK MITCHELL,**
9 **and LESLIE LAKIND,**

10 Plaintiff-Appellee.

11 **ORDER**

12 WHEREAS, this matter came on for consideration by the Court upon
13 Appellant’s notice of appeal and Appellee’s unopposed emergency motion for
14 expedited briefing and argument schedule;

15 WHEREAS, Appellant filed a notice of appeal in the First Judicial District
16 Court in cause numbered D-101-CV-2022-00473 on September 23, 2022, in
17 accordance with Rules 12-201 and 12-202 NMRA;

18 WHEREAS, an entry of appearance on behalf of Appellant was filed on
19 October 7, 2022, by Melody F. Everett, a licensed New Mexico attorney;

20 WHEREAS, Appellant failed to file a statement of issues within thirty (30)
21 days after the filing of the notice of appeal as required by Rule 12-208 NMRA;

1 WHEREAS, Rule 12-312(A) NMRA provides: “If an appellant fails to file a
2 . . . statement of issues in the Supreme Court . . . as provided by these rules, such
3 failure may be deemed sufficient grounds for dismissal of the appeal by the
4 appellate court”;

5 WHEREAS, the Court having considered the foregoing and being
6 sufficiently advised, Chief Justice C. Shannon Bacon, Justice Michael E. Vigil,
7 Justice David K. Thomson, Justice Julie J. Vargas, and Justice Briana H. Zamora
8 concurring;

9 NOW, THEREFORE, IT IS ORDERED that this case is DISMISSED
10 pursuant to Rule 12-312(A) NMRA.

11 IT IS SO ORDERED.



WITNESS, the Honorable C. Shannon Bacon, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 15th day of November, 2022.

Elizabeth A. Garcia, Clerk of Court
Supreme Court of New Mexico

By 
Chief Deputy Clerk of Court

I CERTIFY AND ATTEST:
A true copy was served on all parties
or their counsel of record on date filed.
Lissette Romero Cordova
Chief Deputy Clerk of the Supreme Court
of the State of New Mexico