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IN THE SUPREME COURT OF THE STATE OF NEW MEXICO

August 31, 2015

NO. S-1-SC-35478

**KATHERINE MORRIS, M.D., AROOP
MANGALIK, M.D., and AJA RIGGS,**

Plaintiffs-Petitioners,

v.

**KARI BRANDENBERG, in her official capacity
as District Attorney for Bernalillo County, New
Mexico, and GARY KING, in his official capacity
as Attorney General of the State of New Mexico,**

Defendants-Respondents.

ORDER

WHEREAS, this matter came on for consideration by the Court upon emergency verified petition for writ of superintending control, and the Court having considered the petition and being sufficiently advised, Chief Justice Barbara J. Vigil, Justice Petra Jimenez Maes, Justice Richard C. Bosson, Justice Edward L. Chávez, and Justice Charles W. Daniels concurring;

NOW, THEREFORE, IT IS ORDERED that the petition for writ of superintending control shall be treated as a petition for writ of certiorari under Rule 12-502 NMRA;

IT IS FURTHER ORDERED that a copy of the petition shall be delivered

Amy Mayer

Clerk of the Supreme Court
of the State of New Mexico

1 by the clerk of the Supreme Court to the clerk of the Court of Appeals who shall
2 deliver the record of the cause to the Supreme Court on request, and recall any
3 previously issued mandate;

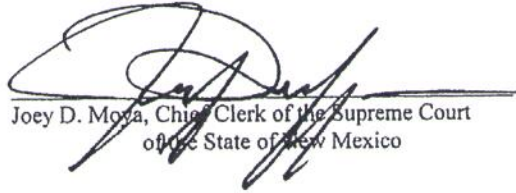
4 IT IS FURTHER ORDERED that the petition is GRANTED and a writ of
5 certiorari shall issue to the New Mexico Court of Appeals; and

6 IT IS FURTHER ORDERED that the petition is GRANTED on all
7 questions as presented in the petition, and a subsequent order shall be entered
8 setting forth instructions regarding an expedited briefing and oral argument
9 schedule.

10 IT IS SO ORDERED.



WITNESS, the Honorable Barbara J. Vigil, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 31st day of August, 2015.


Joey D. Moya, Chief Clerk of the Supreme Court
of the State of New Mexico

Amy Mayer

Clerk of the Supreme Court
of the State of New Mexico

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August 31, 2015

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Plaintiffs-Petitioners,

v.

**KARI BRANDENBERG, in her official capacity
as District Attorney for Bernalillo County, New
Mexico, and GARY KING, in his official capacity
as Attorney General of the State of New Mexico,**

Defendants-Respondents.

WRIT OF CERTIORARI

TO: New Mexico Court of Appeals

GREETINGS:

WHEREAS, Plaintiffs did apply to this Court on August 19, 2015, for review of an opinion issued by the New Mexico Court of Appeals on August 11, 2015, in cause numbered 33630 captioned *Morris v. Brandenburg*;

WHEREAS, the Supreme Court gave notice to the New Mexico Court of Appeals, in compliance with Rule 12-502(H) NMRA of the Rules of Appellate Procedure, that a petition for writ of certiorari had been filed in the above entitled cause; and

Amy Mayer

Clerk of the Supreme Court
of the State of New Mexico

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WHEREAS, a copy of the petition has been served on Respondents in the
above entitled cause.

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NOW, THEREFORE, the writ of certiorari is issued and the New Mexico
Court of Appeals is ordered to proceed no further in cause numbered 33630
pending further order of this Court.

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IT IS SO ORDERED.



WITNESS, the Honorable Barbara J. Vigil, Chief
Justice of the Supreme Court of the State of New
Mexico, and the seal of said Court this 31st day of
August, 2015.

A handwritten signature in black ink, appearing to read "Joey D. Moya".

Joey D. Moya, Chief Clerk of the Supreme Court
of the State of New Mexico

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Amy Mayer

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

August 31, 2015

NO. S-1-SC-35478

**KATHERINE MORRIS, M.D., AROOP
MANGALIK, M.D., and AJA RIGGS,**

Plaintiffs-Petitioners,

v.

**KARI BRANDENBERG, in her official capacity
as District Attorney for Bernalillo County, New
Mexico, and GARY KING, in his official capacity
as Attorney General of the State of New Mexico,**

Defendants-Respondents.

ORDER

WHEREAS, this matter came on for consideration upon petition for writ of certiorari to the New Mexico Court of Appeals under Rule 12-502 NMRA, and the Court having considered the petition and being sufficiently advised issued its writ of certiorari on August 31, 2015; and

WHEREAS, the petition was GRANTED on all questions as presented in the petition.

NOW, THEREFORE, IT IS ORDERED that the clerk of the Court of Appeals shall immediately forward the briefs, record proper, transcript of proceedings, and any exhibits filed in cause numbered 33630;

Amy Mayer

Clerk of the Supreme Court
of the State of New Mexico

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IT IS FURTHER ORDERED that the parties shall file simultaneous, supplemental briefs, which shall, without incorporation by reference, consolidate and update the briefs filed in the Court of Appeals with respect to the questions upon which this Court granted certiorari, and shall comment on the New Mexico Court of Appeals opinion, concurrence, and dissents issued on August 11, 2015;

IT IS FURTHER ORDERED that the simultaneous, supplemental briefs shall comply with the format requirements for a brief in chief under Rule 12-213 NMRA and shall be timely if filed **on or before September 23, 2015**;

IT IS FURTHER ORDERED that the parties shall file simultaneous replies to the supplemental briefs in accordance with the format requirements for an answer brief under Rule 12-213 NMRA and shall be timely if filed on or before **October 19, 2015**; and

IT IS FURTHER ORDERED that oral argument shall be heard on Monday, **October 26, 2015, at 9:00 a.m.**

IT IS SO ORDERED.



WITNESS, the Honorable Barbara J. Vigil, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 31st day of August, 2015.

Joey D. Moya
Joey D. Moya, Chief Clerk of the Supreme Court
of the State of New Mexico