



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

2 **April 22, 2022**

3 **NO. S-1-SC-39316**

4 **STATE OF NEW MEXICO,**

5 Plaintiff-Appellant,

6 v.

7 **ADRIAN AVILA,**

8 Defendant-Appellee.

9 **ORDER**

10 WHEREAS, this matter came on for consideration by the Court upon the
11 State's motion for appeal of the district court's order denying pretrial detention for
12 defendant Adrian Avila filed pursuant to Rule 12-204 NMRA, and the Court
13 having considered the foregoing and being sufficiently advised, Chief Justice C.
14 Shannon Bacon, Justice Michael E. Vigil, Justice David K. Thomson, Justice Julie
15 J. Vargas, and Justice Briana H. Zamora concurring;

16 NOW, THEREFORE, IT IS ORDERED that the State's motion is
17 GRANTED and the decision of the district court is REVERSED;

18 IT IS FURTHER ORDERED that this matter is REMANDED to the district
19 court for further proceedings consistent with this order; and

20 IT IS FURTHER ORDERED that this order shall serve as the mandate of

1 the Court.

2 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 22nd day of April, 2022.

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

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

By: Sally Alvarez
Deputy Clerk of Court