

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

2 **February 16, 2023**

3 **NO. S-1-SC-39574**

4
5 **RALPH CASTILLO,**

6
7 Petitioner,

8 v.

9
10 **RICHARD MARTINEZ, Warden**
11 **and STATE OF NEW MEXICO,**

12
13 Respondent.

14 **ORDER**

15 WHEREAS, this matter came on for consideration by the Court upon petition
16 for writ of certiorari, response and reply filed under Rule 12-501 NMRA, and the
17 Court having considered the petition and being sufficiently advised, Michael E. Vigil,
18 Justice Julie J. Vargas, and Justice Briana H. Zamora concurring;

19 NOW, THEREFORE, IT IS ORDERED that the petition for writ of certiorari is
20 DENIED.

21 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 16th day of
February, 2023.

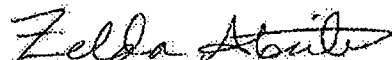
Elizabeth A. Garcia, Clerk of Court
Supreme Court of New Mexico

I CERTIFY AND ATTEST:
A true copy was served on all parties
or their counsel of record on date filed.

Zelda Abaita

Clerk of the Supreme Court
of the State of New Mexico

By _____



Deputy Clerk

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
SECOND JUDICIAL DISTRICT COURT

FILED
2ND JUDICIAL DISTRICT COURT
Bernalillo County
5/26/2021 10:34 AM
CLERK OF THE COURT
Patrick Romancito

RALPH CASTILLO,

Petitioner,

v.

No. CR 2005-2141

STATE OF NEW MEXICO, and
RICHARD MARTINEZ, Warden,

Respondents.

PROCEDURAL ORDER ON PETITION FOR WRIT OF HABEAS CORPUS

THIS MATTER having come before the court on a Petition for Writ of Habeas Corpus filed pursuant to Rule 5-802 NMRA of the Rules of Criminal Procedure for the District Courts. The court having reviewed the record and being otherwise fully advised in the premises, FINDS AND ORDERS THAT:

1. The Public Defender Department is appointed to represent petitioner based on the court's finding that this is a proceeding which a reasonable person would bring at that person's own expense. Upon being properly appointed, the Public Defender Department shall either file an amended petition or a notice of non-intent to file an amended petition within ninety (90) days of this appointment.
2. The respondent is directed to file a response within one-hundred and twenty (120) days after the service of an amended petition or a notice that no amended petition will be filed.
3. A status conference will be held on FEBRUARY 16, 2022 at 9.00am pm.



ALISA A. HART
DISTRICT JUDGE

cc. Petitioner
District Attorney
Public Defender Department – Post-Conviction Unit
Attorney General