



Before **LUCERO, McKAY, and HARTZ**, Circuit Judges.

---

This case originated in the District of New Mexico and was argued by counsel.

The judgment of that court is reversed. The case is remanded to the United States District Court for the District of New Mexico for further proceedings in accordance with the opinion of this court.

Entered for the Court,

A handwritten signature in cursive script, reading "Elisabeth A. Shumaker", followed by a horizontal flourish.

ELISABETH A. SHUMAKER, Clerk