FILED
2ND JUDICIAL DISTRICT COURT
Bernalillo County
5/5/2025 10:27 AM
KATINA WATSON
CLERK OF THE COURT
Deana Rael

SECOND JUDICIAL DISTRICT COURT
COUNTY OF BERNALILLO
STATE OF NEW MEXICO

LINDA HENNING,
NMCD# 58040 Defendant / Petitioner
v.

CR#: CR-2001-02063
DA#: 99-4042-1H

STATE OF NEW MEXICO,
Plaintiff / Respondent

NOTICE OF WITHDRAWAL OF MOTION TO DETERMINE COMPETENCY

COMES NOW the State of New Mexico, Plaintiff / Respondent herein, and pursuant to the Court's direction on April 23, 2025 with regard to the State's Motion to determine Competency of the Petitioner, advises the Court and Opposing Counsel that:

1. On further consideration, the State believes that there is not a right to be determined competent in a proceeding for Writ of Habeas Corpus.

WHEREFORE, the State withdraws its Motion to Determine Competency filed herein on April 22, 2025.

Respectfully submitted,

Gerard W. Treich, Jr.
Deputy District Attorney
520 Lomas Blvd. NW
Albuquerque, NM 87102
505-595-4748

I certify that a true copy of the foregoing motion was transmitted to Opposing Counsel, Nicholas Hart, by e-mail attachment this 5th day of May, 2025, and upon e-service by the Court's File & Serve system.

Gerard W. Treich, Jr.
Deputy District Attorney

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