

STATE OF NEW MEXICO  
COUNTY OF CIBOLA  
IN THE MAGISTRATE COURT

STATE OF NEW MEXICO,  
Plaintiff,

No. M-61-FR-202600067  
DA. CL 26 0196(B)2

vs.

TANIA BYINGTON,  
Defendant.

**NOTICE OF DISMISSAL OF COUNT 1 ONLY  
OF THE CRIMINAL COMPLAINT**

COMES NOW, the State of New Mexico, by and through the Office of the Thirteenth Judicial District Attorney and hereby notifies the Court and counsel that Count 1 Murder in the Second Degree of the Criminal Complaint in the above numbered cause are hereby DISMISSED without prejudice due to insufficient evidence to prove guilt beyond a reasonable doubt.

This dismissal does not affect Count 2 of the Criminal Complaint, and the State will be moving forward with prosecution as to that count.

BARBARA ROMO  
DISTRICT ATTORNEY

*J. Michael Thomas*  
J. Michael Thomas  
Deputy District Attorney  
Thirteenth Judicial District  
P.O. Box 637  
Grants, New Mexico 87020

**CERTIFICATE OF DELIVERY**

I, the undersigned, hereby certify that a true and accurate copy of the foregoing was served to opposing Counsel by the Tyler E-file and Serve system on the date of filing.

*J. Michael Thomas*