

*ANNOUNCEMENTS  
COLORADO COURT OF APPEALS  
JUNE 5, 2014*

“Slip opinions” are the opinions as filed by the judges with the clerk. Slip opinions are subject to modification, rehearing, withdrawal, or clerical corrections. A link to any modifications to previously posted opinions will appear in the Petition for Rehearing section of the announcement document the day the changes are announced.

**PUBLISHED OPINIONS**

Court of Appeals No. [09CA2208](#)  
Moffat County District Court No. 07CR159  
Honorable Michael A. O’Hara, III, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Terrence Joe Hankins,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE NIETO\*  
Lichtenstein and Miller, JJ., concur

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Court of Appeals No. [10CA0105](#)  
El Paso County District Court No. 08CR4539  
Honorable Thomas L. Kennedy, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

William Roger Trujillo,

Defendant-Appellant.

JUDGMENT REVERSED

Division V  
Opinion by JUDGE FURMAN  
Graham and Miller, JJ., concur

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Court of Appeals No. [11CA2440](#)  
Weld County District Court No. 86CR517  
Honorable Todd L. Taylor, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert B. Lanari,

Defendant-Appellant.

ORDER AFFIRMED

Division I  
Opinion by JUDGE TAUBMAN  
Navarro and Roy\*, JJ., concur

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Court of Appeals No. [13CA0875](#)  
Garfield County District Court No. 10CV181  
Honorable Daniel B. Petre, Judge

Armed Forces Bank, N.A., as successor to Bank Midwest, N.A.,

Plaintiff-Appellee,

v.

David W. Hicks and Connie F. Hicks,

Defendants-Appellants.

JUDGMENT AFFIRMED

Division VI  
Opinion by JUDGE RICHMAN  
Román and Booras, JJ., concur

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Court of Appeals No. [13CA0958](#)  
Weld County District Court Nos. 07CV290 & 07CV292  
Honorable Daniel S. Maus, Judge

Sinclair Transportation Company, d/b/a Sinclair Pipeline Company, a  
Wyoming corporation,

Petitioner-Appellee,

v.

Lauren Sandberg, Kay F. Sandberg, Ivar E. Larson, and Donna M. Larson,

Respondents-Appellants.

JUDGMENT AND ORDERS AFFIRMED

Division II  
Opinion by JUDGE DAILEY  
Casebolt and Berger, JJ., concur

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Court of Appeals No. [13CA1235](#)  
Weld County District Court No. 12CV907  
Honorable Daniel S. Maus, Judge

Sinclair Transportation Company, d/b/a Sinclair Pipeline Company, a  
Wyoming corporation,

Plaintiff-Appellee,

v.

Lauren Sandberg, Kay F. Sandberg, Ivar E. Larson, and Donna M. Larson,  
Defendants-Appellants.

ORDER AFFIRMED

Division II  
Opinion by JUDGE DAILEY  
Casebolt and Berger, JJ., concur

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**UNPUBLISHED OPINIONS**

Court of Appeals No. 10CA2052  
Adams County District Court No. 09CR1095  
Honorable C. Vincent Phelps, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert D. Blanchard,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V  
Opinion by JUDGE ASHBY  
Hawthorne, J., concurs  
J. Jones, J., specially concurs

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 11CA0481  
El Paso County District Court No. 09CR2759  
Honorable David A. Gilbert, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Johnathan Young, Sr.,

Defendant-Appellant.

ORDER AFFIRMED

Division II  
Opinion by JUDGE CASEBOLT  
Dailey and Berger, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 11CA1180  
El Paso County District Court No. 08CR218  
Honorable Scott A. Sells, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

John Disher,

Defendant-Appellant.

JUDGMENT AND ORDER AFFIRMED

Division VI  
Opinion by JUDGE ROMÁN  
Richman and Booras, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 12CA0181  
Arapahoe County District Court No. 10CR131  
Honorable Valeria N. Spencer, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Dirkin Brown,

Defendant-Appellant.

JUDGMENT AND SENTENCE AFFIRMED  
AND CASE REMANDED WITH DIRECTIONS

Division VII  
Opinion by JUDGE FURMAN  
Lichtenstein and Plank\*, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 12CA0306  
Weld County District Court No. 11CR1121  
Honorable Thomas J. Quammen, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

David Elvitt Hardesty,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV  
Opinion by JUDGE DUNN  
Graham and Vogt\*, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 12CA1111  
El Paso County District Court No. 11CR2078  
Honorable William B. Bain, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

David Dean Goss,

Defendant-Appellant.

JUDGMENT AND SENTENCE AFFIRMED

Division IV  
Opinion by JUDGE VOGT\*  
Graham and Dunn, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 12CA1150  
Arapahoe County District Court No. 96CR1726  
Honorable Kurt A. Horton, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Dennis Barnum,

Defendant-Appellant.

ORDER AFFIRMED

Division V  
Opinion by JUDGE J. JONES  
Hawthorne and Ashby, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 12CA1512  
Weld County District Court No. 11CR1017  
Honorable Thomas J. Quammen, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jacob Vigil,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV  
Opinion by JUDGE GRAHAM  
Dunn and Vogt\*, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 12CA1617  
Arapahoe County District Court No. 11CR1037  
Honorable Carlos A. Samour, Jr., Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Scott Andrew Duffer,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE MILLER  
Webb and Gabriel, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 12CA2148  
Jefferson County District Court No. 11CR629  
Honorable Stephen M. Munsinger, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Raymond Marcus Sandoval,

Defendant-Appellant.

ORDER AFFIRMED

Division IV  
Opinion by JUDGE VOGT\*  
Graham and Dunn, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 12CA2171  
El Paso County District Court No. 11CR4501  
Honorable Kirk S. Samelson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Andres Hernandez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V  
Opinion by JUDGE ASHBY  
Hawthorne and J. Jones, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 13CA0127  
Jefferson County District Court No. 07CR1224  
Honorable Stephen M. Munsinger, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michael Christopher Lopez,

Defendant-Appellant.

ORDER AFFIRMED

Division VI  
Opinion by JUDGE BOORAS  
Román and Richman, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 13CA0339  
City and County of Denver Probate Court No. 2011PR2257  
Honorable Elizabeth D. Leith, Judge

In re the Estate of Fred Kaufman, deceased.

Charlene Powell,

Appellant,

v.

Samuel Kaufman, as Personal Representative,

Appellee.

JUDGMENT REVERSED AND CASE  
REMANDED WITH INSTRUCTIONS

Division II  
Opinion by JUDGE CASEBOLT  
Dailey and Berger, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 13CA0432  
City and County of Denver District Court No. 11CV5150  
Honorable Martin F. Egelhoff, Judge

Harvey Sender, as Receiver for Mark Hamilton Yost,

Plaintiff-Appellant,

v.

O. Jay Tomson; Timothy A. Krochuk; J. Reading Wilson, Jr.; Kyle J. Heckman;  
Kent A. Jones,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE ASHBY  
Richman and Plank\*, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 13CA0861  
Adams County District Court No. 11CV1265  
Honorable C. Scott Crabtree, Judge

Rooftop Roofing, Inc.,

Plaintiff-Appellee and Cross-Appellant,

v.

American Family Mutual Insurance Company,

Defendant-Appellant and Cross-Appellee.

JUDGMENT REVERSED

Division VII  
Opinion by JUDGE FURMAN  
Lichtenstein and Plank\*, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 13CA1061  
City and County of Denver District Court No. 11CV8588  
Honorable Robert L. McGahey, Jr., Judge

Susan Larsen,

Plaintiff-Appellant,

v.

Martinson Snow Removal, Inc., a Colorado corporation,

Defendant-Appellee.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division III  
Opinion by JUDGE MILLER  
Webb and Gabriel, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 13CA1200  
Boulder County District Court No. 11CV978  
Honorable Maria E. Berkenkotter, Judge

Bivio, Inc.,

Plaintiff-Appellant,

v.

National Association of Investors Corporation and ICLUBCENTRAL, Inc.,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division VII  
Opinion by JUDGE PLANK\*  
Furman and Lichtenstein, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 13CA1428  
City and County of Denver District Court No. 13CV541  
Honorable Robert S. Hyatt, Judge

Lawrence M. Jiron,

Plaintiff-Appellee,

v.

State of Colorado, John Hickenlooper, Roger Werholtz, James Falk, David  
Thompson, Michael Perraglia, Darryl Glenn, Amy Lathen, Sallie Clark, Dennis  
Hisey, and Peggy Littleton,

Defendants-Appellees.

ORDER AFFIRMED

Division IV  
Opinion by JUDGE DUNN  
Graham and Nieto\*, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 13CA1539  
Arapahoe County District Court No. 12CV210  
Honorable J. Mark Hannen, Judge

Heartland Bank,  
Plaintiff-Appellee,

v.

Barry Freedman,  
Defendant-Appellant.

JUDGMENT AFFIRMED IN PART, REVERSED IN PART,  
AND CASE REMANDED WITH DIRECTIONS

Division VI  
Opinion by JUDGE ROMÁN  
Richman and Booras, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 13CA1953  
Adams County District Court No. 12JV250  
Honorable Craig R. Welling, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of L.M., L.H., B.H., and L.M., Children,

and Concerning M.H.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division VI  
Opinion by JUDGE ROMÁN  
Richman and Booras, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 13CA2363  
Industrial Claim Appeals Office of the State of Colorado  
DD No. 14423-2013

Donald M. Squier,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado; and CJS Services,  
Inc., d/b/a Global Collision,

Respondents.

ORDER AFFIRMED

Division VII  
Opinion by JUDGE NEY\*  
Furman and Lichtenstein, JJ., concur

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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**P E T I T I O N S F O R R E H E A R I N G**

Court of Appeals No. 10CA1741

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Askia Abdul-Amin,

Defendant-Appellant.

Petition for Rehearing DENIED

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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Court of Appeals No. 13CA0262

In re the Marriage of

Konstantina Dadiotis,

Appellee,

and

Peter Dadiotis,

Appellant.

Petition for Rehearing DENIED

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Court of Appeals No. 13CA0829

The People of the State of Colorado,

Plaintiff-Appellee,

v.

David Bernard Farrell,

Defendant-Appellant.

Petition for Rehearing DENIED

**NOT PUBLISHED PURSUANT TO C.A.R. 35(f)**

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\* Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2013.