

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
September 11, 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. [11CA1227](#)
El Paso County District Court No. 10CR53
Honorable Robert L. Lowrey, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeremiah Lovato,

Defendant-Appellant.

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

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

Court of Appeals No. [11CA1276](#)
City and County of Denver District Court No. 10CR2196
Honorable Edward D. Bronfin, Judge
Honorable Kenneth M. Laff, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jacob Roy Wilson,

Defendant-Appellant.

JUDGMENTS AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

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

Court of Appeals No. [12CA0016](#)
El Paso County District Court No. 08CR1501
Honorable Thomas L. Kennedy, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Afrow Spade Stidham,

Defendant-Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

Court of Appeals No. [12CA2078](#)
Boulder County District Court No. 12JV85
Honorable Roxanne Bailin, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of S.N., a Child,

and Concerning S.N., a/k/a S.S., and M.A.S.,

Respondent-Appellants.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

Court of Appeals No. [13CA0832](#)
Boulder County District Court No. 11CV887
Honorable Maria E. Berkenkotter, Judge
Honorable D.D. Mallard, Judge

Michael Leaf,

Plaintiff-Appellant,

v.

Peter Beihoffer,

Defendant-Appellee.

JUDGMENT AFFIRMED

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

Court of Appeals No. [13CA1136](#)
Garfield County District Court No. 12CV125
Honorable James B. Boyd, Judge

Rocky Mountain Natural Gas, LLC,

Plaintiff-Appellant,

v.

The Colorado Mountain Junior College District,

Defendant-Appellee.

JUDGMENT AFFIRMED

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

Court of Appeals No. [13CA1338](#)
Larimer County District Court No. 12CV1997
Honorable Dave Williams, Judge

Kaleb Young,

Plaintiff-Appellant,

v.

Larimer County Sheriff's Office, a local government entity; Justin Smith, in his official and individual capacity as Larimer County Sheriff, and Detective Pete Mesecher, in his official and individual capacity,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE WEBB
Gabriel and Miller, JJ., concur

Court of Appeals No. [13CA1427](#)
City and County of Denver District Court No. 13CV218
Honorable Edward D. Bronfin, Judge

Deborah Mackall and Herbert Hutchins,

Plaintiffs-Appellants,

v.

JPMorgan Chase Bank, N.A.; Chase Home Finance LLC; and Mortgage
Electronic Registration Systems, Inc.,

Defendants-Appellees.

JUDGMENT AFFIRMED

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

Court of Appeals No. [14CA0522](#)
La Plata County District Court No. 11JV34
Honorable William L. Herringer, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of M.D., a Child,

and Concerning C.D.,

Respondent-Appellant,

and

V.S. and C.S.,

Intervenors.

JUDGMENT AFFIRMED

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

Court of Appeals No. [14CA1046](#)
City and County of Denver District Court No. 13CR5353
Honorable Elizabeth A. Starrs, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Zachariah M. Jones,

Defendant-Appellant.

APPEAL DISMISSED

Division A
Opinion by JUDGE BERNARD
Loeb, C.J., and Casebolt, J., concur

UNPUBLISHED OPINIONS

Court of Appeals No. 11CA1271
Grand County District Court No. 10CR67
Honorable Mary C. Hoak, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Susan Leigh Stock,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

Prior Opinion Announced July 3, 2014, WITHDRAWN

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

Court of Appeals No. 11CA1824
Boulder County District Court Nos. 08CR284, 08CR742, 08CR743 & 08CR744
Honorable D.D. Mallard, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Michael Richards,

Defendant-Appellant.

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

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

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

Court of Appeals No. 11CA2412
Douglas County District Court Nos. 10CR13, 10CR19, 10CR49, 10CR58, &
10CR82
Honorable Paul A. King, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Parker Conrad Thompson,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division A
Opinion by JUDGE WEBB
Loeb, C.J., and Ney*, J., concur

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

Court of Appeals No. 11CA2420
City and County of Broomfield District Court No. 09CR123
Honorable Thomas R. Ensor, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Eric John Woods,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE BERNARD
Taubman and Navarro, JJ., concur

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

Court of Appeals No. 12CA0205
Mesa County District Court No. 10CR697
Honorable Thomas M. Deister, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Wayne Fredrick Gert,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE MILLER
J. Jones and Berger, JJ., concur

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

Court of Appeals No. 12CA0966
Conejos County District Court No. 10CR53
Honorable Pattie P. Swift, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Tyrone J. Martinez,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 12CA1377
Jefferson County District Court No. 10CR3489
Honorable Dennis J. Hall, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

William Baca,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE BERNARD
Fox and Ashby, JJ., concur

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

Court of Appeals No. 12CA1599
Arapahoe County District Court No. 07CR3131
Honorable Michael J. Spear, Judge
Honorable John L. Wheeler, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Alberto Soto-Esparza,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE GRAHAM
Lichtenstein and Booras, JJ., concur

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

Court of Appeals No. 12CA2605
Jefferson County District Court No. 06CR551
Honorable Lily W. Oeffler, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Tylor Thomas Threlkeld,

Defendant-Appellant.

SENTENCE AFFIRMED

Division VII
Opinion by JUDGE BERGER
J. Jones and Miller, JJ., concur

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

Court of Appeals No. 13CA0326
Morgan County District Court No. 07CR63
Honorable Kevin L. Hoyer, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gregorio Zavala-Zavala,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE BERNARD
Taubman and Navarro, JJ., concur

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

Court of Appeals No. 13CA0604
City and County of Denver District Court No. 94CR4676
Honorable Sheila A. Rappaport, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

John Trujillo,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE TAUBMAN
Terry and Richman, JJ., concur

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

Court of Appeals No. 13CA0739
Moffat County District Court No. 11CR133
Honorable Michael A O'Hara, III, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Nicole I. Collins,

Defendant-Appellant.

ORDER AFFIRMED

Division VII
Opinion by JUDGE TERRY
Furman and Lichtenstein, JJ., concur

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

Court of Appeals No. 13CA1062
Mesa County District Court No. 12CR234
Honorable Valerie J. Robison, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Cruz Anthony Carbajal,

Defendant-Appellant.

ORDER AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE LICHTENSTEIN
Graham and Booras, JJ., concur

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

Court of Appeals No. 13CA1355
El Paso County District Court No. 91CR587
Honorable Thomas K. Kane, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ricky Lavine Williams,

Defendant-Appellant.

ORDER AFFIRMED

Division VI
Opinion by JUDGE FOX
Bernard and Ashby, JJ., concur

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

Court of Appeals No. 13CA1400
Arapahoe County District Court No. 08DR338
Honorable Carlos A. Samour, Jr., Judge

In re the Marriage of

Loren James Randall,

Appellant,

and

Lori Aline Minikus-Randall,

Appellee.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE MILLER
J. Jones and Berger, JJ., concur

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

Court of Appeals No. 13CA1692
City and County of Denver District Court No. 88CR1874
Honorable William D. Robbins, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gregory C. Reed,

Defendant-Appellant.

ORDER AFFIRMED

Division VI
Opinion by JUDGE ASHBY
Bernard and Fox, JJ., concur

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

Court of Appeals No. 13CA1755
City and County of Denver District Court No. 88CR2514
Honorable Brian R. Whitney, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robby J. Valanzuela,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE TERRY
Taubman and Richman, JJ., concur

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

Court of Appeals No. 13CA1760
City and County of Denver District Court No. 10DR3090
Honorable Elizabeth A. Starrs, Judge

In re the Marriage of

Emily Keimig,

Appellant,

and

Michael Sean Ogan,

Appellee.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE GABRIEL
Casebolt and Román, JJ., concur

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

Court of Appeals No. 13CA1926
City and County of Denver District Court No. 03CR2202
Honorable A. Bruce Jones, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Martin Argomaniz-Ramirez,

Defendant-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE BOORAS
Graham and Lichtenstein, JJ., concur

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

Court of Appeals No. 13CA1941
Industrial Claim Appeals Office of the State of Colorado
DD Nos. 30221-2011 & 30223-2011

Redneck Enterprises,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado; and Division of
Unemployment Insurance Employer Services/Audits,

Respondents.

ORDER AFFIRMED IN PART, VACATED IN PART,
AND CASE REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 13CA2147
Douglas County District Court No. 11DR1572
Honorable William G. Meyer, Judge

In re the Marriage of

Thomas Sandgaard,

Appellee,

and

Birgitte Sandgaard,

Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE ROMÁN
Casebolt and Gabriel, JJ., concur

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

Court of Appeals No. 13CA2239
Mesa County District Court No. 13CR386
Honorable David A. Bottger, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jelani Oba Myers-El,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division III
Opinion by JUDGE DAILEY
Hawthorne and Dunn, JJ., concur

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

Court of Appeals No. 14CA0156
Adams County District Court No. 12JV205
Honorable F. Michael Goodbee, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of T.Z.G., a Child,

and Concerning C.G.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by CHIEF JUDGE LOEB
Sternberg* and Vogt*, JJ., concur

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

Court of Appeals No. 14CA0432
El Paso County District Court No. 12JV1848
Honorable Thomas L. Kennedy, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Ka.B. and Ki.B., Children,

and Concerning K.B.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE STERNBERG*
Loeb, C.J. and Vogt*, J., concur

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

Court of Appeals No. 14CA0460
Adams County District Court No. 12JV287
Honorable F. Michael Goodbee, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of El.H-B. and Em.H-B., Children,

and Concerning A.B.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE VOGT*
Loeb, C.J. and Sternberg*, J., concur

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

Court of Appeals No. 14CA0736
Boulder County District Court No. 12JV122
Honorable Andrew Hartman, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of C.B., a Child,

and Concerning C.S.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE DUNN
Dailey and Hawthorne, JJ., concur

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

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. 06CA2204

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Martin Novotny,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 11CA1271

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Susan Leigh Stock,

Defendant-Appellant.

Prior Opinion Announced July 3, 2014, WITHDRAWN
Petition for Rehearing GRANTED

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

Court of Appeals No. 12CA2563

In re the Marriage of

Mack Denzil Greene,

Appellant,

and

Lisa Greene, f/k/a Lisa Compton,

Appellee.

Petition for Rehearing DENIED

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

Court of Appeals No. 13CA0959

Richard Sandomire and Aline Sandomire,

Plaintiffs-Appellants,

v.

Charles St. John and Hillary St. John,

Defendants-Appellees.

Petition for Rehearing DENIED

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

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