

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
September 8, 2016*

“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

[2016COA126](#)

Court of Appeals No. [14CA0401](#)
Boulder County District Court No. 13CR854
Honorable Patrick D. Butler, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michelle Ann Hebert,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE MÁRQUEZ*
Lichtenstein and Miller, JJ., concur

[2016COA127](#)

Court of Appeals No. [15CA0932](#)
El Paso County District Court No. 14CV33003
Honorable Thomas L. Kennedy, Judge

Shane Grippin,

Plaintiff-Appellant,

v.

State Farm Mutual Automobile Insurance Company,

Defendant-Appellee.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division VII
Opinion by JUDGE LICHTENSTEIN
J. Jones and Dunn, JJ., concur

[2016COA128](#)

Court of Appeals No. [15CA0964](#)
City and County of Denver District Court No. 09CV7321
Honorable Michael A. Martinez, Judge

Mark L. Thompson and Rosalin Rogers,

Plaintiffs-Appellants,

v.

United Securities Alliance, Inc.,

Defendant,

and concerning Catlin Insurance Company (UK) Ltd., Garnishee,

Appellee.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE HARRIS
Ashby, J., concurs
Webb, J., concurs in part and dissents in part

[2016COA129](#)

Court of Appeals No. [15CA1177](#)

City and County of Denver District Court No. 14CR3123

Honorable Elizabeth A. Starrs, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Donald Ray Shores,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V

Opinion by JUDGE BERGER

Román and Bernard, JJ., concur

[2016COA130](#)

Court of Appeals No. [15CA1252](#)

Montrose County District Court No. 14CV30176

Honorable Mary E. Deganhart, Judge

Amy Fischer and Roger Fischer,

Plaintiffs-Appellees,

v.

Colorow Health Care, LLC; QP Health Care Services, LLC, d/b/a Vivage;
Beverly Cole; Michael Reinhardt; and Travis Young,

Defendants-Appellants.

ORDER AFFIRMED

Division II

Opinion by JUDGE WEBB

Ashby and Márquez*, JJ., concur

[2016COA131](#)

Court of Appeals No. [15CA1505](#)

City and County of Denver District Court No. 15CV32088

Honorable Morris B. Hoffman, Judge

Keith Love and Shannon Love,

Plaintiffs-Appellants,

v.

Mark Klosky and Carole Bishop,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division I

Opinion by JUDGE TAUBMAN

Freyre, J., concurs

Dailey, J., specially concurs

[2016COA132](#)

Court of Appeals No. [15CA1652](#)

City and County of Denver District Court No. 14CV34003

Honorable John W. Madden IV, Judge

Sierra Pacific Industries, Inc., a California corporation,

Plaintiff-Appellant,

v.

Jason Bradbury, d/b/a Bradbury Construction, Inc., a Colorado corporation,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division I

Opinion by JUDGE DAILEY

Taubman and Freyre, JJ., concur

[2016COA133](#)

Court of Appeals No. [16CA0915](#)

City and County of Denver Probate Court No. 92MH609

Honorable Ruben M. Hernandez, Magistrate

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of C.J.R.,

Respondent-Appellant.

ORDER AFFIRMED IN PART
AND REVERSED IN PART

Division V
Opinion by JUDGE BERGER
Román, J., concurs
Bernard, J., concurs in part and dissents in part

UNPUBLISHED OPINIONS

Court of Appeals No. 12CA0485
Arapahoe County District Court No. 00CR1686
Honorable Michael J. Spear, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Clarence Frazier Banks, III,

Defendant-Appellant.

ORDER AFFIRMED

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

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

Court of Appeals No. 12CA1644
Jefferson County District Court No. 11CR1697
Honorable Margie L. Enquist, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Antonia Randi Ringsby,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE WEBB
Ashby and Harris, JJ., concur

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

Court of Appeals No. 12CA2381
City and County of Denver District Court No. 11CR2597
Honorable Anne M. Mansfield, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jammal L. Hopkins,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE ASHBY
Webb and Harris, JJ., concur

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

Court of Appeals No. 13CA1880
Pueblo County District Court No. 12CR890
Honorable Victor I. Reyes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jerid Lee Salazar,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE ROMÁN
Bernard and Berger, JJ., concur

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

Court of Appeals No. 14CA0199
El Paso County District Court No. 13CR1469
Honorable Thomas L. Kennedy, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Benjamin Phil Grigsby-Jensen,

Defendant-Appellant.

JUDGMENT AND SENTENCE AFFIRMED

Division II
Opinion by JUDGE ASHBY
Webb and Harris, JJ., concur

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

Court of Appeals No. 14CA0823
El Paso County District Court No. 13CR1772
Honorable Thomas Kelly Kane, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Kurt Alan Kristl,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE BERNARD
Román, J., concurs
Berger, J., specially concurs

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

Court of Appeals No. 14CA1432
City and County of Denver District Court No. 07CR7249
Honorable Elizabeth A. Starrs, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ramon Vargas,

Defendant-Appellant.

ORDER AFFIRMED

Division II
Opinion by JUDGE WEBB
Ashby and Harris, JJ., concur

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

Court of Appeals No. 14CA1761
Boulder County District Court No. 11CV793
Honorable D.D. Mallard, Judge

juwi solar Inc.,

Plaintiff-Appellee and Cross-Appellant,

v.

Asheley Kinsey,

Defendant-Appellant and Cross-Appellee.

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

Division VII
Opinion by JUDGE J. JONES
Lichtenstein and Dunn, JJ., concur

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

Court of Appeals No. 14CA2006
Pueblo County District Court No. 13CV30574
Honorable David W. Crockenberg, Judge

Leland Sharon and Joyce Jones, as Co-Special Administrators of the Estate of
James Edmond Sharon,

Plaintiffs-Appellees,

v.

SSC Pueblo Operating Company, LLC, d/b/a Belmont Lodge Health Care
Center; SavaSeniorCare Administrative Services, LLC; and SavaSeniorCare
Consulting, LLC,

Defendants-Appellants.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division VII
Opinion by JUDGE LICHTENSTEIN
J. Jones and Dunn, JJ., concur

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

Court of Appeals No. 14CA2035
City and County of Denver District Court No. 95CR1689
Honorable John W. Madden, IV, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gregory Romero,

Defendant-Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE BERNARD
Román and Berger, JJ., concur

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

Court of Appeals No. 14CA2132
Boulder County District Court No. 13CR1501
Honorable Andrew R. Macdonald, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

David L. Adams,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE LICHTENSTEIN
J. Jones and Dunn, JJ., concur

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

Court of Appeals No. 15CA0340
El Paso County District Court No. 14CR1088
Honorable Scott A. Sells, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeffrey Dalton Frank,

Defendant-Appellant.

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

Division I
Opinion by JUDGE STERNBERG*
Taubman and Dailey, JJ., concur

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

Court of Appeals No. 15CA0935
Jefferson County District Court No. 14CV31280
Honorable Philip James McNulty, Judge

O'Connor Roofing Company,

Plaintiff-Appellee,

v.

Terri Lee Nielsen,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE TAUBMAN
Freyre and Plank*, JJ., concurs

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

Court of Appeals No. 16CA1101
Denver County Probate Court No. 15MH1333
Honorable Ruben M. Hernandez, Magistrate

People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Alec Jerome Johnson, a/k/a Robert K. Lowe,

Respondent-Appellant.

ORDER AFFIRMED

Division VII
Opinion by JUDGE J. JONES
Lichtenstein and Dunn, JJ., concur

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

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. 12CA0410

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Dean Carbajal,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 13CA0482

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Mark Lee Cox,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 16CA0664

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of T.W., a Child,

and Concerning P.P. and C.W.,

Respondents-Appellants,

and C.W. and J.W.,

Intervenors-Appellees.

Petition for Rehearing DENIED

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

MODIFIED OPINIONS

[2016COA119M](#)

Court of Appeals No. [14CA0921](#)

Jefferson County District Court No. 13CR565

Honorable Christopher C. Zenisek, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Tommy Allen Gow,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V

Opinion by JUDGE BERGER
Román and Nieto*, JJ., concur

Opinion Modified
On the Court's Own Motion

*Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2015.