

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
January 19, 2017*

“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.

UNPUBLISHED OPINIONS

Court of Appeals No. 12CA2331
Summit County District Court No. 11CR129
Honorable Mark D. Thompson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Dale Charles Bruner,

Defendant-Appellant.

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

Division V
Opinion by JUDGE FOX
Román and Booras, JJ., concur

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

Court of Appeals No. 13CA1085
El Paso County District Court No. 11CR1530
Honorable Tim J. Schutz, Judge

The People of the State of Colorado,

Plaintiff-Appellee and Cross-Appellant,

v.

David Charles Compare,

Defendant-Appellant and Cross-Appellee.

JUDGMENT AND ORDER AFFIRMED

Division V
Opinion by JUDGE FOX
Román and Booras, JJ., concur

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

Court of Appeals No. 13CA1626
City and County of Denver District Court No. 11CR4497
Honorable John W. Madden, IV, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Khed A. Turley,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE ROMÁN
Booras and Fox, JJ., concur

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

Court of Appeals No. 14CA1024
El Paso County District Court No. 13CR1983
Honorable Jann P. DuBois, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Sandra Marion Barajas,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE NAVARRO
Webb and Hawthorne, JJ., concur

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

Court of Appeals No. 14CA1525
El Paso County District Court No. 14CR1036
Honorable Barney Iuppa, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

E.E.L.,

Defendant-Appellee.

ORDER AFFIRMED

Division III
Opinion by JUDGE WEBB
Bernard and Dunn, JJ., concur

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

Court of Appeals No. 14CA2356
Mesa County District Court No. 13CR1281
Honorable Thomas M. Deister, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Keith E. Rohracker,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 14CA2482
El Paso County District Court No. 13CR3313
Honorable Thomas K. Kane, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Leo Phillips,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 15CA1052
Arapahoe County District Court No. 13CV30784
Honorable Charles M. Pratt, Judge

Woodgate Commons Homeowners Association,

Plaintiff-Appellant and Cross-Appellee,

v.

American Family Mutual Insurance Company,

Defendant-Appellee and Cross-Appellant.

JUDGMENT AND ORDER AFFIRMED

Division III
Opinion by JUDGE WEBB
Bernard and Dunn, JJ., concur

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

Court of Appeals No. 15CA1336
City and County of Denver District Court No. 05CR4862
Honorable J. Eric Elliff, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

William Lovato,

Defendant-Appellant.

ORDER VACATED AND CASE
REMANDED WITH DIRECTIONS

Division III
Opinion by JUDGE BERNARD
Webb and Davidson*, JJ., concur

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

Court of Appeals No. 15CA1369
Arapahoe County District Court No. 13CR2389
Honorable Michelle Amico, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Alexander Brown,

Defendant-Appellant.

APPEAL DISMISSED

Division VI
Opinion by JUDGE FURMAN
Terry and Nieto*, JJ., concur

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

Court of Appeals No. 15CA2154
City and County of Denver District Court Nos. 00CR4350 & 01CR1514
Honorable J. Eric Elliff, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Malcolm Tiger,

Defendant-Appellant.

ORDER AFFIRMED

Division VI
Opinion by JUDGE NIETO*
Furman and Terry, JJ., concur

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

Court of Appeals No. 16CA0013
City and County of Denver District Court No. 13CV31609
Honorable Michael A. Martinez, Judge

VTO Capital LLC, a Colorado limited liability company,

Plaintiff-Appellee and Cross-Appellant,

v.

Kevin B. Jordan and Shaun T. Jordan,

Defendants-Appellants and Cross-Appellees.

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

Division III
Opinion by JUDGE NAVARRO
Webb and Hawthorne, JJ., concur

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

Court of Appeals No. 16CA0030
Las Animas County District Court No. 14CV30009
Honorable Leslie J. Gerbracht, Judge

Greg Pepper and Jessica Pepper,

Plaintiffs-Appellees and Cross-Appellants,

and

iRock, Inc., a Colorado nonprofit corporation,

Third Party Defendant-Appellee and Cross-Appellant,

v.

Myron Scott, Katherine Scott, Randy Dalrick, and Jessica Dalrick,

Defendants-Appellants and Cross-Appellees.

JUDGMENT AFFIRMED IN PART
AND CASE REMANDED WITH DIRECTIONS

Division II
Opinion by JUDGE Márquez*
Terry and Vogt*, JJ., concur

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

Court of Appeals No. 16CA0309
City and County of Denver District Court No. 14CV34867
Honorable John W. Madden IV, Judge

Fairmount Cemetery Company, a Colorado nonprofit corporation,
Plaintiff-Appellant,

v.

City and County of Denver, Colorado, a municipal corporation acting by and
through its Board of Water Commissioners,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE BERNARD
Webb and Dunn, JJ., concur

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

Court of Appeals No. 16CA0323
Summit County District Court No. 14CV30248
Honorable Karen Ann Romero, Judge

Good Decisions for Frisco Inc., a Colorado non-profit corporation,
Plaintiff-Appellant,

v.

Town of Frisco, Colorado; Frisco Town Council; Frisco Depot LLC; and Rubicon
Development LLC,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE ROMÁN
Booras and Fox, JJ., concur

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

Court of Appeals No. 16CA0355
City and County of Denver District Court No. 15CV32256
Honorable Elizabeth A. Starrs, Judge

Nicholas Prewitt,

Plaintiff-Appellant,

v.

Mercedes-Benz USA, LLC,

Defendant-Appellee.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 16CA0405
Weld County District Court No. 01CR698
Honorable Shannon D. Lyons, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Angelo Bensor,

Defendant-Appellant.

ORDER AFFIRMED

Division VII
Opinion by JUDGE KAPELKE*
Freyre and Márquez*, JJ., concur

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

Court of Appeals No. 16CA0504
Pueblo County District Court No. 15CV30764
Honorable Jill Mattoon, Judge

Michael Ludwig,

Plaintiff-Appellant,

v.

USAA General Indemnity Company,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE BOORAS
Román and Fox, JJ., concur

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

Court of Appeals No. 16CA1206
Jefferson County District Court No. 15JV572
Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning A.N.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division A
Opinion by CHIEF JUDGE LOEB
Kapelke* and Nieto*, JJ., concur

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

Court of Appeals No. 16CA1301
Arapahoe County District Court No. 13JV904
Honorable Theresa M. Slade, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of S.D. and J.D., Children,

and Concerning R.M.,

Respondent-Appellant.

JUDGMENTS AFFIRMED

Division A
Opinion by JUDGE KAPELKE*
Loeb, C.J., and Nieto*, J., concur

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

Court of Appeals No. 16CA1526
Industrial Claim Appeals Office of the State of Colorado
DD No. 19496-2015

Inspiration Field,

Petitioner,

v.

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

Respondents.

ORDER AFFIRMED

Division V
Opinion by JUDGE FOX
Román and Booras, JJ., concur

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

Court of Appeals No. 16CA1890
Industrial Claim Appeals Office of the State of Colorado
DD No. 14505-2016

Robin R. Johnson,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and UFP Lafayette,
LLC,

Respondents.

ORDER AFFIRMED

Division A
Opinion by JUDGE NIETO*
Loeb, C.J., and Kapelke*, J., 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. 13CA1913

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Mannie Legrand,

Defendant-Appellant.

Opinion Modified and
Petition for Rehearing DENIED

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

Court of Appeals No. 15CA1513

Coalmont Ranches LLC, a Colorado limited liability company,

Plaintiff-Appellant,

v.

The Buell Fuller, Jr. Estate,

Defendant-Appellee.

Petition for Rehearing DENIED

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

Court of Appeals No. 16CA0171

Jennie Kraemer,

Plaintiff-Appellant,

v.

Fox Hills Owners Association, Inc.; and Nash, Spindler, Grimstad &
McCracken, LLP,

Defendants-Appellees.

Petition for Rehearing DENIED

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

*Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2016.