

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
October 12, 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UNPUBLISHED OPINIONS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. 14CA2403
Jefferson County District Court No. 11CR2313
Honorable Randall C. Arp, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Edwin Ernesto Rivera-Gracias,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE FURMAN
Berger and Harris, JJ., concur

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

Court of Appeals No. 15CA0049
City and County of Denver District Court No. 13CR4687
Honorable Elizabeth A. Starrs, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Laura G. Tedder,

Defendant-Appellant.

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

Division II
Opinion by JUDGE WELLING
Dailey and Hawthorne, JJ., concur

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

Court of Appeals Nos. 15CA1295 & 15CA1296
Adams County District Court Nos. 07CR3333 & 08CR261
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Demetrio Antonio Valerga,

Defendant-Appellant.

ORDER AFFIRMED

Division III
Opinion by JUDGE BERGER
Webb and Lichtenstein, JJ., concur

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

Court of Appeals No. 15CA1303
Arapahoe County District Court No. 14JD908
Honorable Christopher C. Cross, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of N.M.E.,

Juvenile-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE NAVARRO
Román and Ashby, JJ., concur

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

Court of Appeals No. 15CA1686
City and County of Denver District Court No. 14CR1932
Honorable Sheila A. Rappaport, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Willie T. Hayes,

Defendant-Appellant.

ORDERS AFFIRMED

Division VI
Opinion by JUDGE BERNARD
Terry and Harris, JJ., concur

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

Court of Appeals No. 15CA1845
El Paso County District Court No. 15CR996
Honorable David S. Prince, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jenny Kopavi Sansone,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE DAILEY
Hawthorne and Welling, JJ., concur

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

Court of Appeals No. 15CA1935
Arapahoe County District Court No. 09CR31
Honorable Michael J. Spear, Judge
Honorable Elizabeth B. Volz, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeremy Wayne Martin,

Defendant-Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division VI
Opinion by JUDGE HARRIS
Furman and Berger, JJ., concur

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

Court of Appeals No. 15CA2004
Jefferson County District Court No. 14CR2210
Honorable Randall C. Arp, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Douglas Burns,

Defendant-Appellee.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE NAVARRO
Román and Ashby, JJ., concur

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

Court of Appeals No. 16CA0083
City and County of Denver District Court No. 07CR7263
Honorable Kandace C. Gerdes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Willie Trimble, Jr.,

Defendant-Appellant.

ORDER AFFIRMED

Division III
Opinion by JUDGE LITCHENSTEIN
Webb and Berger, JJ., concur

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

Court of Appeals No. 16CA0182
Logan County District Court No. 13CV53
Honorable Michael K. Singer, Judge

Lisa Ann Young,
Plaintiff-Appellee,

v.

Donald Bradford Armstrong,
Defendant-Appellant.

APPEAL DISMISSED IN PART
AND ORDER AFFIRMED

Division III
Opinion by JUDGE WEBB
Lichtenstein and Berger, JJ., concur

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

Court of Appeals No. 16CA0272
Jefferson County District Court No. 15CR231
Honorable Randall C. Arp, Judge

The People of the State of Colorado,
Plaintiff-Appellee,

v.

Milo Martin Martinez,
Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE J. JONES
Fox, J., concurs
Freyre, J., specially concurs

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

Court of Appeals No. 16CA0364
City and County of Denver District Court No. 07CR3915
Honorable Brian R. Whitney, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Doyne R. Hathaway,

Defendant-Appellant.

ORDERS AFFIRMED

Division II
Opinion by JUDGE HAWTHORNE
Dailey and Welling, JJ., concur

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

Court of Appeals No. 16CA0548
City and County of Denver District Court No. 93CR1049
Honorable Kenneth M. Laff, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Larry Gordon,

Defendant-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE ASHBY
Román and Navarro, JJ., concur

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

Court of Appeals No. 16CA0727
El Paso County District Court No. 15CR1791
Honorable Gregory R. Werner, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Nikita Lee Weis,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE WELLING
Dailey and Hawthorne, JJ., concur

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

Court of Appeals No. 16CA1090
Arapahoe County District Court No. 09CR959
Honorable Patricia D. Herron, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Byron Kyle Gay,

Defendant-Appellant.

ORDER AFFIRMED

Division VII
Opinion by JUDGE FOX
J. Jones and Freyre, JJ., concur

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

Court of Appeals No. 16CA1119
Arapahoe County District Court No. 08CR329
Honorable Carlos A. Samour, Jr., Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Arthur Faircloth,

Defendant-Appellant.

ORDER AFFIRMED

Division II
Opinion by JUDGE DAILEY
Hawthorne and Welling, JJ., concur

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

Court of Appeals No. 16CA1191
City and County of Denver District Court No. 14CV33327
Honorable Morris B. Hoffman, Judge

Brian Gurinsky,

Plaintiff-Appellant,

and

Gerald Rome, Securities Commissioner for the State of Colorado; and Andrew
C. Snyder, Receiver,

Plaintiffs-Appellees,

v.

William G. Moore; Mimi Michel; Clark Milner; Richard Libert; Jeanne Libert;
and Sean Miles

Defendants-Appellees.

APPEAL DISMISSED IN PART
AND JUDGMENT AFFIRMED

Division II
Opinion by JUDGE WELLING
Dailey and Hawthorne, JJ., concur

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

Court of Appeals No. 16CA1336
Pueblo County District Court No. 03CR114
Honorable William D. Alexander, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Christopher Haines,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE BOORAS
Dunn and Nieto*, JJ., concur

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

Court of Appeals No. 16CA1378
Office of Administrative Courts No. EN 2015-0002

State Board of Licensure for Architects, Professional Engineers, and
Professional Land Surveyors,

Petitioner-Appellee,

v.

John J. Hernandez and Dolores River Valley Consultants, Inc.,

Respondents-Appellants.

ORDER AFFIRMED

Division III
Opinion by JUDGE BERGER
Webb and Lichtenstein, JJ., concur

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

Court of Appeals No. 16CA1634
El Paso County District Court No. 15CR3128
Honorable William B. Bain, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Curtis E. Courtney,

Defendant-Appellant.

ORDER AFFIRMED

Division VII
Opinion by JUDGE FREYRE
J. Jones and Fox, JJ., concur

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

Court of Appeals No. 16CA1668
Grand County District Court No. 15CR17
Honorable Mary C. Hoak, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Christopher Michael Boatsman,

Defendant-Appellee.

RULING APPROVED IN PART, DISAPPROVED IN PART,
AND APPEAL DISMISSED IN PART

Division VII
Opinion by JUDGE J. JONES
Fox and Freyre, JJ., concur

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

Court of Appeals No. 16CA1694
El Paso County District Court No. 15DR30838
Honorable Deborah J. Grohs, Judge

In re the Marriage of

Carlie Pond, n/k/a Carlie Bond,

Appellant,

and

Lauren Lester Pond,

Appellee.

ORDER AFFIRMED

Division V
Opinion by JUDGE ROMÁN
Navarro and Ashby, JJ., concur

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

Court of Appeals No. 16CA1753
Pueblo County District Court No. 14CV91
Honorable Kimberly J. Karn, Judge

Joshua Lamont Sutton,

Plaintiff-Appellant,

v.

Blackwell Bail Bonds and Janice Titus,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE DAILEY
Hawthorne and Welling, JJ., concur

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

Court of Appeals No. 16CA1780
Custer County District Court No. 11CR7
Honorable Charles R. Greenacre, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Mark David Deking,

Defendant-Appellant.

ORDER AFFIRMED

Division II
Opinion by JUDGE HAWTHORNE
Dailey and Welling, JJ., concur

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

Court of Appeals No. 16CA1933
Weld County District Court No. 15JV333
Honorable R. Michael Mullins, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of M.N. and A.N., Children,

and Concerning T.N. and A.D.,

Respondents-Appellants,

and Concerning J.D. and L.D.,

Intervenors-Appellees.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE WEBB
Lichtenstein and Berger, JJ., concur

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

Court of Appeals No. 17CA0120
Pueblo County District Court No. 15JV471
Honorable Deborah Eycler, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of C.H.C-T., V.W.C-T., and C.A.C-T., Children,

and Concerning M.C.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE NAVARRO
Román and Ashby, JJ., concur

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

Court of Appeals No. 17CA0191
Arapahoe County District Court No. 16JV32
Honorable Theresa M. Slade, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning K.A.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE LICHTENSTEIN
Webb and Berger, JJ., concur

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

Court of Appeals No. 17CA0254
El Paso County District Court No. 98CR2161
Honorable David A. Gilbert, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jorge Antonio Urbina-Arredondo,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE NIETO*
Booras and Dunn, JJ., concur

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

Court of Appeals No. 17CA0287
Fremont County District Court No. 16CV56
Honorable Robert Freeman, Magistrate

James D. Cuddie,

Plaintiff-Appellant,

v.

Executive Director of the Colorado Department of Corrections and Warden of
the Four Mile Correctional Facility,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE FREYRE
J. Jones and Fox, JJ., concur

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

Court of Appeals No. 17CA0378
City and County of Denver Juvenile Court No. 15JV1541
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of D.D.L. Jr., and Z.E.L., Children,

and Concerning D.D.L.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE J. JONES
Fox and Freyre, JJ., concur

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

Court of Appeals No. 17CA0406
Adams County District Court No. 16JV378
Honorable John E. Popovich, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of J.T., Jr. and E.T., Children,

and Concerning T.T.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE ASHBY
Román and Navarro, JJ., concur

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

Court of Appeals No. 17CA0474
Industrial Claim Appeals Office of the State of Colorado
DD No. 20185-2016

Theresa R. Salazar,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Huerfano County
Hospital District and Spanish Peaks Regional Health Center,

Respondents.

ORDER AFFIRMED

Division VII
Opinion by JUDGE FOX
J. Jones and Freyre, JJ., concur

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

Court of Appeals No. 17CA0505
Industrial Claim Appeals Office of the State of Colorado
DD No. 26682-2016

David P. Sandstrom,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Colorado
Boulevard Car Wash Ltd.,

Respondents.

ORDER AFFIRMED

Division III
Opinion by CHIEF JUDGE LOEB
Plank* and Rothenberg*, JJ., concur

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

Court of Appeals No. 17CA0570
Adams County District Court No. 16JV65
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of J.T.M., a Child,

and Concerning M.W.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE TERRY
Bernard and Harris, JJ., concur

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

Court of Appeals No. 17CA0836
Industrial Claim Appeals Office of the State of Colorado
DD No. 4644-2017

Michael Crowell-Jourgensen,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Division of
Unemployment Insurance Payment Control,

Respondents.

ORDER AFFIRMED

Division VI
Opinion by JUDGE HARRIS
Bernard and Terry, JJ., concur

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

Court of Appeals No. 17CA1101
Industrial Claim Appeals Office of the State of Colorado
DD No. 9757-2016

Verneeta S. Johnson,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Division of
Unemployment Insurance,

Respondents.

ORDER AFFIRMED

Division III
Opinion by JUDGE PLANK*
Loeb, C.J., and Rothenberg*, J., concur

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

Court of Appeals No. 17CA1102
Industrial Claim Appeals Office of the State of Colorado
DD No. 4935-2017

Antoinette Y. Roybal,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Servicelink
Services, LLC,

Respondents.

ORDER AFFIRMED

Division III
Opinion by JUDGE ROTHENBERG*
Loeb, C.J., and Plank*, 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. 14CA1645

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Allen J. Reese,

Defendant-Appellant.

Opinion Modified and
Petition for Rehearing DENIED

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

Court of Appeals No. 16CA0825

A-1 Collection Agency, LLC,

Plaintiff-Appellee,

v.

Craig Bowen and Julie Bowen,

Defendants-Appellants.

Petition for Rehearing DENIED

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

Court of Appeals No. 16CA1045

Rod Brown,

Plaintiff-Appellant,

v.

Craig Wagner,

Defendant-Appellee.

Petition for Rehearing DENIED

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

Court of Appeals No. 16CA1351

Aspen/Pitkin County Housing Authority, a Colorado multi-jurisdictional
housing authority,

Plaintiff-Appellee,

v.

Edward Lee Mulcahy, Jr.,

Defendant-Appellant.

Opinion Modified and
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. 2017.