

ANNOUNCEMENTS
COLORADO COURT OF APPEALS
November 2, 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.

PUBLISHED OPINIONS

[2017COA136](#)

Court of Appeals No. [14CA2249](#)
El Paso County District Court No. 13CR4961
Honorable Larry E. Schwartz, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeritt Joseph Tardif, a/k/a Jeritt Joseph Tardiff,

Defendant-Appellant.

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

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

[2017COA137](#)

Court of Appeals No. [16CA0849](#)

City and County of Denver District Court No. 14CV393

Honorable Catherine A. Lemon, Judge

Agilent Technologies, Inc.,

Plaintiff-Appellee and Cross-Appellant,

v.

Department of Revenue of the State of Colorado and Barbara Brohl, in her official capacity as the Executive Director of the Department of Revenue of the State of Colorado,

Defendants-Appellants and Cross-Appellees.

JUDGMENT AFFIRMED

Division III

Opinion by JUDGE BOORAS
Webb and Freyre, JJ., concur

[2017COA138](#)

Court of Appeals No. [16CA1382](#)

City and County of Denver Juvenile Court No. 16JD165

Honorable Donna J. Schmalberger, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of T.C.C.,

Juvenile-Appellant.

JUDGMENT AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division VII

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

[2017COA139](#)

Court of Appeals No. [16CA1916](#)

City and County of Denver Juvenile Court No. 15JV1149

Honorable Laurie A. Clarke, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning A.C.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division IV

Opinion by JUDGE BOORAS
Graham and Dunn, JJ., concur

UNPUBLISHED OPINIONS

Court of Appeals No. 14CA0017
Jefferson County District Court No. 12CR2899
Honorable Stephen M. Munsinger, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Austin Reed Sigg,

Defendant-Appellant.

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

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

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

Court of Appeals No. 14CA1287
Arapahoe County District Court No. 12CR1090
Honorable Elizabeth A. Weishaupl, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Alexander Joseph Donovan Martinez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE RICHMAN
Taubman and Furman, JJ., concur

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

Court of Appeals No. 15CA0650
Lincoln County District Court No. 14CR18
Honorable Jeffrey K. Holmes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Pete Archuleta,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 15CA0865
City and County of Denver District Court No. 14CR10114
Honorable Brian R. Whitney, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Andre Jamal Todd,

Defendant-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. 15CA1578
Boulder County District Court No. 13CR1903
Honorable D.D. Mallard, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Bradford Wayne Snedeker,

Defendant-Appellant.

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

Division I
Opinion by JUDGE RICHMAN
Kapelke*, J., concurs
Taubman, J., concurs in part and dissents in part

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

Court of Appeals No. 15CA1674
City and County of Denver District Court No. 14CR2990
Honorable Martin F. Egelhoff, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Derrick Fryer-Gordon,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 15CA1736
Archuleta County District Court No. 14CR4
Honorable Gregory G. Lyman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Shawn Michael Wester,

Defendant-Appellant.

JUDGMENT AND SENTENCE 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. 15CA2151
Weld County District Court No. 14CR1548
Honorable Marcelo A. Kopcow, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Marco Antonio Almaraz-Rangel,

Defendant-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. 16CA0390
Adams County District Court No. 15CR722
Honorable Thomas R. Ensor, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeffrey Allen Barela,

Defendant-Appellant.

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. 16CA0806
City and County of Denver District Court No. 13CR703
Honorable Martin F. Egelhoff, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Mondel Lee Plummer,

Defendant-Appellant.

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. 16CA1272
Arapahoe County District Court No. 15PR160
Honorable H. Clayburn Hurst, Magistrate

In re the Estate of Edgar Behrens, deceased.

Renate Behrens,

Appellant,

v.

Suzanne L. Behrens-Bonner, as Personal Representative of the Estate of Edgar
Behrens,

Appellee.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

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. 16CA1540
City and County of Denver District Court No. 16CV30419
Honorable Catherine A. Lemon, Judge

Daphne Dick,

Plaintiff-Appellant,

v.

Builder Services Group, Inc., d/b/a Allied Insulation, a Florida corporation;
Confidence Plumbing Company, Inc., a Colorado corporation; and KB Home
Colorado, Inc., a Colorado corporation,

Defendants-Appellees.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 16CA1946
City and County of Denver District Court No. 99CR136
Honorable Andrew P. McCallin, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ronald Jennings Fogle,

Defendant-Appellant.

ORDER 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. 16CA2050
Rouff County District Court No. 13CV30213
Honorable Shelley A. Hill, Judge

Myles Sherman and Terrell Sherman,

Plaintiffs-Appellees,

v.

Terry K. Vickery and TKV Consulting, a/k/a TKV Consulting, Inc.,

Defendants-Appellants.

ORDERS AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 16CA2205
City and County of Denver District Court No. 16CV31292
Honorable David H. Goldberg, Judge

James Medina,

Plaintiff-Appellant,

v.

City and County of Denver, a Colorado municipal corporation,

Defendant-Appellee.

JUDGMENT 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. 17CA0058
Arapahoe County District Court No. 93DR2726
Honorable Elizabeth Beebe Volz, Judge

In re the Marriage of

Susette J. Ikeler, n/k/a Susette J. Cline,

Appellee,

and

Douglas E. Ikeler,

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. 17CA1322
Pueblo County District Court No. 17MH139
Honorable Jill S. Mattoon, Judge

People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Paul Gilbert Huebel,

Respondent-Appellant.

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. 17CA1443
Pueblo County District Court No. 17MH41
Honorable Jill S. Mattoon, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of D.M.,

Respondent-Appellant.

ORDER AFFIRMED

Division VI
Opinion by JUDGE BERNARD
Terry and Harris, 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. 14CA0582

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Pete Eugene Lindt,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 15CA0153

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Brian Straub,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 15CA1920

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Martin Castruita Espinoza,

Defendant-Appellant.

Petition for Rehearing DENIED

Court of Appeals No. 17CA0065

In re the Marriage of

Lussy Y. Brown, a/k/a Lyudmyla Y. Brown,

Appellee,

and

Bernard K. Brown,

Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 17CA0592

Leonard English,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Small Business
Administration,

Respondents.

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.