

*ANNOUNCEMENTS  
COLORADO COURT OF APPEALS  
August 30, 2018*

“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**UNPUBLISHED OPINIONS**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. 14CA0865  
Jefferson County District Court No. 13CR82  
Honorable Christopher C. Zenisek, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Briana Cam Thi Nguyen,

Defendant-Appellee.

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

Division VII  
Opinion by JUDGE J. JONES  
Ashby and Harris, JJ., concur

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

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Court of Appeals No. 14CA1490  
Jefferson County District Court No. 13CR82  
Honorable Christopher C. Zenisek, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Briana Cam Thi Nguyen,

Defendant-Appellee.

ORDERS AFFIRMED IN PART AND CASE  
REMANDED WITH DIRECTIONS

Division VII  
Opinion by JUDGE J. JONES  
Ashby and Harris, JJ., concur

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

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Court of Appeals No. 15CA0702  
City and County of Broomfield District Court No. 13CR148  
Honorable Francis C. Wasserman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

David Kingdon Trostel,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division II  
Opinion by JUDGE DAILEY  
Tow and Rothenberg\*, JJ., concur

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

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Court of Appeals No. 15CA0748  
Jefferson County District Court No. 14CR1561  
Honorable Christopher J. Munch, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Florentine Edward Guerrero,

Defendant-Appellant.

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

Division III  
Opinion by JUDGE RICHMAN  
Webb and Fox, JJ., concur

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

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Court of Appeals No. 15CA0975  
Elbert County District Court No. 10CR2  
Honorable Jeffrey K. Holmes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Clay Earl Hounshell,

Defendant-Appellant.

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

Division V  
Opinion by JUDGE ROMÁN  
Furman and Lichtenstein, JJ., concur

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

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Court of Appeals No. 15CA1083  
Jefferson County District Court No. 13CR1715  
Honorable Dennis J. Hall, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Steven Mark Fernandez,

Defendant-Appellant.

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

Division I  
Opinion by JUDGE WELLING  
Taubman and Bernard, JJ., concur

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

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Court of Appeals No. 15CA1390  
Mesa County District Court No. 13CR1275  
Honorable Thomas M. Deister, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ramiro Munoz-Gutierrez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE NIETO\*  
Bernard and Welling, JJ., concur

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

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Court of Appeals No. 15CA2077  
El Paso County District Court No. 14CR4454  
Honorable Robert L. Lowrey, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Brian Jeffery Steinfeld,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE DUNN  
Tow and Carparelli\*, JJ., concur

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

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Court of Appeals No. 15CA2114  
Adams County District Court No. 08CR3111  
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jason Allan Conklin,

Defendant-Appellant.

ORDER AFFIRMED

Division V  
Opinion by JUDGE ROMÁN  
Furman and Lichtenstein, JJ., concur

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

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Court of Appeals No. 16CA0690  
El Paso County District Court No. 15CR1420  
Honorable Richard V. Hall, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

John Ray Costillo,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI  
Opinion by JUDGE FREYRE  
Terry and Navarro, JJ., concur

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

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Court of Appeals No. 16CA0724  
Jefferson County District Court No. 15CR2438  
Honorable Margie L. Enquist, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Zachary Scott Strnad,

Defendant-Appellant.

SENTENCE AFFIRMED

Division VI  
Opinion by JUDGE TERRY  
Navarro and Freyre, JJ., concur

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

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Court of Appeals No. 16CA1467  
Arapahoe County District Court No. 14CR1323  
Honorable Elizabeth B. Volz, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Daud Ali Mohamed,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE BERNARD  
Welling and Casebolt\*, JJ., concur

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

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Court of Appeals No. 16CA2004  
City and County of Denver District Court Nos. 02CR1296 & 02CR1298  
Honorable Andrew P. McCallin, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Louis Peoples, Jr.,

Defendant-Appellant.

ORDER AFFIRMED

Division II  
Opinion by JUDGE TOW  
Dailey and Rothenberg\*, JJ., concur

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

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Court of Appeals No. 16CA2204  
Pueblo County District Court Nos. 14CR871 & 16CR1292  
Honorable David W. Crockenberg, Judge  
Honorable Larry C. Schwartz, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jared Amador Perez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE TOW  
Dailey and Rothenberg\*, JJ., concur

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

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Court of Appeals No. 16CA2239  
Jefferson County District Court No. 15JD155  
Honorable Ann G. Meinster, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of K.P.C.,

Juvenile-Appellant.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE WELLING  
Bernard and Nieto\*, JJ., concur

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

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Court of Appeals No. 17CA0134  
Adams County District Court No. 07CR508  
Honorable Donald S. Quick, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

William R. Stevenson,

Defendant-Appellant.

ORDER AFFIRMED

Division II  
Opinion by JUDGE DUNN  
Tow and Carparelli\*, JJ., concur

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

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Court of Appeals No. 17CA0296  
Adams County District Court No. 16JV76  
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Z.M.L.B., and T.A.J.B., Children,

and Concerning K.A.B., and J.B.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division VI  
Opinion by JUDGE FREYRE  
Terry and Navarro, JJ., concur

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

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Court of Appeals No. 17CA0648  
Larimer County District Court No. 15JV14  
Honorable Stephen J. Jouard, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning J.B. and C.L., n/k/a C.B.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division A  
Opinion by CHIEF JUDGE LOEB  
Vogt\* and Carparelli\*, JJ., concur

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

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Court of Appeals No. 17CA0774  
Montrose County District Court No. 14CR110  
Honorable Jeff B. Heron, Judge  
Honorable Keri Ann Yoder, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Kevin Larson,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE WELLING  
Bernard and Casebolt\*, JJ., concur

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

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Court of Appeals No. 17CA1123  
City and County of Denver District Court No. 16CV31784  
Honorable William D. Robbins, Jr., Judge

Mark Iannicelli,

Petitioner-Appellant,

v.

Denver County Court, the Honorable Theresa A. Spahn, a judge thereof,

Respondents-Appellees.

APPEAL DISMISSED

Division II  
Opinion by JUDGE TOW  
Dunn and Carparelli\*, JJ., concur

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

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Court of Appeals No. 17CA1279  
City and County of Denver District Court No. 00CR2126  
Honorable John W. Madden IV, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gintear Howard,

Defendant-Appellant.

ORDER AFFIRMED AND CASE  
REMANDED WITH DIRECTIONS

Division II  
Opinion by JUDGE TOW  
Dailey and Rothenberg\*, JJ., concur

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

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Court of Appeals No. 17CA1294  
El Paso County District Court No. 08DR4695  
Honorable Jill M. Brady, Judge

In re the Marriage of

Suzanne Longmire, n/k/a Morrison,

Appellee,

and

Travis Longmire,

Appellant.

ORDER REVERSED

Division V  
Opinion by JUDGE LICHTENSTEIN  
Román and Furman, JJ., concur

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

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Court of Appeals No. 17CA1346  
Douglas County District Court No. 15CV31251  
Honorable Paul A. King, Judge

Trey St. Clair,

Plaintiff-Appellant,

v.

Merchantile Commons, LLC,

Defendant-Appellee.

JUDGMENT AFFIRMED AND CASE  
REMANDED WITH DIRECTIONS

Division VII  
Opinion by JUDGE J. JONES  
Ashby and Harris, JJ., concur

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

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Court of Appeals No. 17CA1432  
Arapahoe County District Court No. 16JV7  
Honorable Theresa M. Slade, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning A.A.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division A  
Opinion by JUDGE VOGT\*  
Loeb, C.J., and Carparelli\*, J., concur

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

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Court of Appeals No. 17CA1486  
Adams County District Court No. 15JV218  
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of A.G.M. and J.A.M., Children,

and Concerning R.S.,

Respondent-Appellant,

and

J.C. and J.W.,

Intervenors.

JUDGMENT AFFIRMED

Division A  
Opinion by JUDGE CARPARELLI\*  
Loeb, C. J., and Vogt\*, J., concur

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

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Court of Appeals No. 17CA1503  
Adams County District Court No. 16CV31302  
Honorable Jaclyn C. Brown, Judge

Park Forest Care Center, Inc., a Colorado corporation,

Plaintiff-Appellee,

v.

City of Westminster, Colorado, a municipal corporation; and Tammy Hitchens,  
in her official capacity as Finance Director of the City of Westminster,  
Colorado,

Defendants-Appellants.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division V  
Opinion by JUDGE FURMAN  
Román and Lichtenstein, JJ., concur

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

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Court of Appeals No. 17CA1615  
Arapahoe County District Court No. 16DR30646  
Honorable Peter F. Michaelson, Judge  
Honorable Elizabeth Beebe Volz, Judge

In re the Marriage of

Roger Gimbel,

Appellee,

and

Nancy Plehn,

Appellant,

and Concerning Andrew Oh-Willeke,

Attorney-Appellant.

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE MÁRQUEZ\*  
Tow and Rothenberg\*, JJ., concur

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

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Court of Appeals No. 17CA1627  
Jefferson County District Court No. 15DR521  
Honorable Todd L. Vriesman, Judge

In re the Marriage of

Gail Padia,

Appellant,

and

Brian Padia,

Appellee.

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

Division II  
Opinion by JUDGE TOW  
Márquez\* and Rothenberg\*, JJ., concur

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

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Court of Appeals No. 17CA1677  
City and County of Denver District Court No. 17DR30095  
Honorable Elizabeth D. Leith, Judge

In re the Marriage of

Selma Tarrant,

Appellant,

and

Webb Tarrant, Protected Party; and Gayle Young, Guardian Ad Litem for Webb  
Tarrant,

Appellees.

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE ROTHENBERG\*  
Tow and Márquez\*, JJ., concur

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

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Court of Appeals No. 17CA1683  
Boulder County District Court No. 17CV30479  
Honorable Thomas F. Mulvahill, Judge

Tornado Wash, LLC,

Plaintiff-Appellant,

v.

Swinerton Builders,

Defendant-Appellee.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division VI  
Opinion by JUDGE NAVARRO  
Terry and Freyre, JJ., concur

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

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Court of Appeals No. 17CA1835  
Douglas County District Court No. 15DR127  
Honorable Michael J. Spear, Judge

In re the Marriage of

Jon David Hanchett,

Appellee,

and

Summerlee Hanchett,

Appellant.

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

Division V  
Opinion by JUDGE FURMAN  
Román and Lichtenstein, JJ., concur

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

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Court of Appeals No. 17CA1921  
Arapahoe County District Court No. 16JV1003  
Honorable Theresa Michelle Slade, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of X.C-C., G.C-C., and M.G-C., Children,

and Concerning J.G. and A.C.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division V  
Opinion by JUDGE LICHTENSTEIN  
Román and Furman, JJ., concur

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

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Court of Appeals No. 17CA1989  
Boulder County District Court No. 17CV277  
Honorable Thomas F. Mulvahill, Judge

Joseph Scott Carter,

Plaintiff-Appellant,

v.

Steve Hager, in his official capacity as Warden of Centennial Correctional Facility; Rick Raemisch, in his official capacity as Executive Director of Colorado Department of Corrections; and Cynthia Coffman, in her official capacity as Colorado Attorney General,

Defendants-Appellees.

ORDER AFFIRMED

Division II  
Opinion by JUDGE DAILEY  
Tow and Rothenberg\*, JJ., concur

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

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Court of Appeals No. 17CA2042  
Weld County District Court No. 08CR1866  
Honorable Shannon D. Lyons, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Antonio N. Manzanares,

Defendant-Appellant.

ORDER AFFIRMED

Division IV  
Opinion by JUDGE HAWTHORNE  
Berger and Rothenberg\*, JJ., concur

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

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Court of Appeals No. 17CA2107  
El Paso County District Court No. 17CR2999  
Honorable Theresa M. Cisneros, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Michael Jean Wright,

Defendant-Appellee.

RULING APPROVED

Division I  
Opinion by JUDGE WELLING  
Bernard and Casebolt\*, JJ., concur

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

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Court of Appeals No. 17CA2284  
Adams County District Court No. 15DR30492  
Honorable Roberto Ramírez, Judge

In re the Marriage of

Jeremy Lee Richards,

Appellee,

and

Kim Marie Weber,

Appellant.

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

Division V  
Opinion by JUDGE LICHTENSTEIN  
Román and Furman, JJ., concur

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

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Court of Appeals No. 18CA0467  
Industrial Claim Appeals Office of the State of Colorado  
DD No. 31172-2017

Michael E. Genella,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and ZRG Enterprises,  
Inc.,

Respondents.

ORDER AFFIRMED

Division II  
Opinion by JUDGE DUNN  
Tow and Márquez\*, JJ., concur

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

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Court of Appeals No. 18CA1174  
Arapahoe County District Court No. 18MH432  
Honorable H. Clay Hurst, Magistrate

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Austin Michael Brown,

Respondent-Appellant.

ORDER AFFIRMED

Division VI  
Opinion by JUDGE TERRY  
Navarro and Freyre, JJ., concur

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

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**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. 15CA0042

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gordon Scott Siriano,

Defendant-Appellant.

Petition for Rehearing DENIED

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

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Court of Appeals No. 16CA2199

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Patrick Allen Kennedy,

Defendant-Appellant.

Petition for Rehearing DENIED

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

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\*Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2017.