

*ANNOUNCEMENTS  
COLORADO COURT OF APPEALS  
February 15, 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**UNPUBLISHED OPINIONS**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. 14CA0204  
City and County of Denver District Court No. 13CR1848  
Honorable A. Bruce Jones, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Glenwood Hunter, Jr.,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV  
Opinion by JUDGE HAWTHORNE  
Román and Harris, JJ., concur

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

---

Court of Appeals No. 14CA1051  
Jefferson County District Court No. 13CR1582  
Honorable Randall C. Arp, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Edward Lee Castilleja,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV  
Opinion by JUDGE HAWTHORNE  
J. Jones and Davidson\*, JJ., concur

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

---

Court of Appeals No. 14CA2183  
Arapahoe County District Court No. 13CR1872  
Honorable Elizabeth Beebe Volz, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Daniel Lee Rice,

Defendant-Appellant.

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

Division VI  
Opinion by JUDGE FURMAN  
Fox and Ashby, JJ., concur

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

---

Court of Appeals No. 14CA2274  
City and County of Denver District Court No. 13CR2241  
Honorable William D. Robbins, Jr., Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Taylor R. Bandy,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE TAUBMAN  
Booras and Harris, JJ., concur

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

---

Court of Appeals No. 15CA0429  
Weld County District Court No. 13CR1140  
Honorable Marcelo A. Kopcow, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Sergio Salgado,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE TAUBMAN  
Booras and Harris, JJ., concur

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

---

Court of Appeals No. 15CA1582  
Pueblo County District Court No. 10CR543  
Honorable William D. Alexander, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

EJ Terry Aragon,

Defendant-Appellant.

ORDER AFFIRMED

Division II  
Opinion by JUDGE DAILEY  
Lichtenstein and Navarro, JJ., concur

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

---

Court of Appeals No. 16CA0052  
Weld County District Court No. 15CR1126  
Honorable Timothy G. Kerns, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Everett Hunter Bear,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE NAVARRO  
Dailey and Lichtenstein, JJ., concur

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

---

Court of Appeals No. 16CA0136  
Adams County District Court No. 14CR1858  
Honorable Robert W. Kiesnowski, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Matthew Allan Coroneos,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII  
Opinion by JUDGE BERNARD  
Berger and Freyre, JJ., concur

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

---

Court of Appeals No. 16CA0549  
Montrose County District Court No. 10CR243  
Honorable David A. Bottger, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Myrl Serra,

Defendant-Appellant.

ORDER AFFIRMED

Division II  
Opinion by JUDGE LICHTENSTEIN  
Dailey and Navarro, JJ., concur

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

---

Court of Appeals Nos. 16CA1081 & 16CA1798  
City and County of Denver District Court No. 14CV30339  
Honorable Shelley I. Gilman, Judge

First-Citizens Bank & Trust Company,

Plaintiff-Appellee,

v.

Liberty Bankers Life Insurance Company,

Defendant-Appellant.

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

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

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

---

Court of Appeals No. 16CA1510  
El Paso County District Court No. 07DR1351  
Honorable Jann P. DuBois, Judge

In re the Parental Responsibilities Concerning N.M., a Child,

and Concerning Corey A. Marette,

Appellee,

and

April Munn, n/k/a April Thompson,

Appellant.

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

Division VII  
Opinion by JUDGE FREYRE  
Bernard and Berger, JJ., concur

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

---

Court of Appeals No. 16CA1653  
City and County of Denver District Court No. 16CV32630  
Honorable Ross B.H. Buchanan, Judge

William T. Stone, M.D.; and Deborah K. Parr, M.D.,

Plaintiffs-Appellants,

v.

Larry Wolk, in his official capacity as the Executive Director of the Colorado  
Department of Public Health and Environment; and Colorado Medical Board,

Defendants-Appellees.

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

Division III  
Opinion by JUDGE WEBB  
Loeb, C.J., and Terry, J., concur

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

---

Court of Appeals No. 16CA2206  
City and County of Denver District Court No. 12CV3520  
Honorable Ross B.H. Buchanan, Judge  
Honorable Ronald M. Mullins, Judge

Kara Sutton,

Plaintiff-Appellee,

v.

A and A Quality Appliance, Inc., a Colorado corporation, d/b/a Appliance  
Factory Outlet and Mattresses; Charles Ewing; Kevin Drako; Jason Duong; and  
John Higgins,

Defendants-Appellants.

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

Division IV  
Opinion by JUDGE RICHMAN  
Hawthorne and J. Jones, JJ., concur

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

---

Court of Appeals No. 16CA2232  
City and County of Denver Juvenile Court No. 14JV1858  
Honorable D. Brett Woods, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of J.J.M-E., and D.M.M-E., Children,

and Concerning S.M.M-A., and J.J.E.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division VII  
Opinion by JUDGE BERNARD  
Berger and Freyre, JJ., concur

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

---



Court of Appeals No. 17CA0031  
Weld County District Court No. 16CR864  
Honorable Thomas J. Quammen, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Kristopher James Bowers,

Defendant-Appellant.

SENTENCE VACATED AND CASE  
REMANDED WITH DIRECTIONS

Division VII  
Opinion by JUDGE BERGER  
Bernard and Freyre, JJ., concur

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

---

Court of Appeals No. 17CA0080  
Routt County District Court No. 15DR30019  
Honorable Mary C. Hoak, Judge

In re the Marriage of

Lisa Marie Wagner,

Appellee,

and

Jerold L. Wagner,

Appellant.

JUDGMENT AFFIRMED

Division III  
Opinion by CHIEF JUDGE LOEB  
Webb and Terry, JJ., concur

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

---

Court of Appeals No. 17CA0153  
City and County of Denver District Court No. 16CV30843  
Honorable Elizabeth A. Starrs, Judge

Forensic Applications Consulting Technologies, Inc.; and Caoimhin P. Connell,  
Plaintiffs-Appellants,

v.

Colorado Department of Public Health and Environment; and Hazardous  
Materials and Waste Management Division,

Defendants-Appellees.

ORDERS AFFIRMED

Division II  
Opinion by JUDGE DAILEY  
Lichtenstein and Navarro, JJ., concur

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

---

Court of Appeals No. 17CA0231  
Adams County District Court No. 11CR3189  
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Tito Freddy Ontiveros,

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. 17CA0321  
Mesa County District Court No. 15CV30106  
Honorable Valerie J. Robison, Judge

Florence Marie Ramstetter and Karol Lue Ramstetter,

Plaintiffs-Appellants,

v.

Edrie Jeanne Hostetler,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE LICHTENSTEIN  
Dailey and Navarro, JJ., concur

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

---

Court of Appeals No. 17CA0332  
Adams County District Court No. 14DR394  
Honorable Sharon D. Holbrook, Judge

In re the Parental Responsibilities Concerning M.B., a Child,

and Concerning Frank Brevard,

Appellee,

and

Shavone Marie Bloodsaw,

Appellant.

ORDER AFFIRMED

Division IV  
Opinion by JUDGE CASEBOLT\*  
Loeb, C.J., and Vogt\*, J., concur

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

---

Court of Appeals No. 17CA0549  
Weld County District Court No. 16JV751  
Honorable W. Troy Hause, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning R.L.,

Respondent-Appellant.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division VII  
Opinion by JUDGE FREYRE  
Bernard and Berger, JJ., concur

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

---

Court of Appeals No. 17CA0563  
City and County of Denver District Court No. 16CV30123  
Honorable Jay S. Grant, Judge

Richard Anthony Tristan,

Plaintiff-Appellant,

v.

Jon Scott Strother and Bayada Home Health Care, Inc.,

Defendants-Appellees.

JUDGMENTS AND ORDER AFFIRMED

Division III  
Opinion by JUDGE TERRY  
Loeb, C.J., concurs  
Webb, J., concurs in part and dissents in part

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

---

Court of Appeals No. 17CA0661  
Adams County District Court No. 16JV294  
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning J.J.M. and S.M.E.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE LICHTENSTEIN  
Dailey and Navarro, JJ., concur

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

---

Court of Appeals No. 17CA0662  
Adams County District Court No. 16JV84  
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning J.J.M. and S.M.E.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE NAVARRO  
Dailey and Lichtenstein, JJ., concur

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

---

Court of Appeals No. 17CA0715  
Mesa County District Court No. 15JV345  
Honorable Valerie J. Robison, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of A.R.O. and R.D.O., Children,

and Concerning L.J.V.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE TERRY  
Webb and Kapelke\*, JJ., concur

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

---

Court of Appeals No. 17CA0731  
Morgan County District Court No. 16JV27  
Honorable Charles M. Hobbs, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of N.J.F., a Child,

and Concerning T.D.F.,

Respondent-Appellant.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division V  
Opinion by JUDGE DUNN  
Román and Welling, JJ., concur

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

---

Court of Appeals No. 17CA0799  
Arapahoe County District Court No. 15JV1109  
Honorable Theresa M. Slade, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning E.B.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE WEBB  
Terry and Kapelke\*, JJ., concur

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

---

Court of Appeals No. 17CA0805  
El Paso County District Court No. 16JV313  
Honorable Timothy J. Schutz, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of J.N. and A.F., Children,

and Concerning M.F.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division V  
Opinion by JUDGE WELLING  
Román and Dunn, JJ., concur

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

---

Court of Appeals No. 17CA0850  
Arapahoe County District Court No. 16JV1170  
Honorable Theresa M. Slade, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning J.E.,

Respondent-Appellant.

APPEAL DISMISSED

Division III  
Opinion by JUDGE KAPELKE\*  
Webb and Terry, JJ., concur

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

---

Court of Appeals No. 17CA0876  
El Paso County District Court No. 16JV1573  
Honorable Timothy J. Schutz, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of A.J.W., a Child,

and Concerning H.D.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE NAVARRO  
Dailey and Lichtenstein, JJ., concur

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

---



Court of Appeals No. 17CA1196  
City and County of Denver Juvenile Court No. 15JV2033  
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of A.J.G., B.C.S.G. and I.M.G., Children,

and Concerning A.N.M.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE DAILEY  
Lichtenstein and Navarro, JJ., concur

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

---

Court of Appeals No. 17CA1201  
Mesa County District Court No. 17JV83  
Honorable Lance P. Timbreza, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Z.H., a Child,

and Concerning S.H.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE TAUBMAN  
Booras 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. 16CA1901

Town of Breckenridge, Colorado,

Plaintiff-Appellant,

v.

Egencia, LLC; Expedia, Inc.; Hotels.com, L.P.; Hotels.com, GP, LLC; Hotwire, Inc.; Internetwork Publishing Corporation, d/b/a Lodging.com; Lowestfare.com, Inc.; Orbitz, Inc.; Orbitz, LLC; Priceline.com, Incorporated; Site59.com, LLC; TravelNow.com, LP; Travelport, Inc., f/k/a Cendant Travel Distribution Services Group, Inc.; Travelscape, LLC; Travelweb, LLC; Trip Network, Inc., d/b/a Cheaptickets.com,

Defendants-Appellees.

Petition for Rehearing DENIED

---

Court of Appeals No. 16CA2081

Bell Advisors, LLC, a Delaware limited liability company,

Plaintiff-Appellant,

v.

American Family Mutual Insurance Company, a Wisconsin corporation,

Defendant-Appellee.

Petition for Rehearing DENIED

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

---

**MODIFIED OPINIONS**

Court of Appeals No. 15CA1346  
City and County of Denver District Court No. 05CR2931  
Honorable Sheila A. Rappaport, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Howell F. Roberts, III,

Defendant-Appellant.

ORDER AFFIRMED

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

Opinion Modified  
On the Court's Own Motion

**NOT PUBLISHED PURSUANT TO C.A.R. 35(e)**  
Announced July 6, 2017

---

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