

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
October 11, 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UNPUBLISHED OPINIONS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. 16CA0155
El Paso County District Court No. 14CR2512
Honorable Jann P. Dubois, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Aniefiok Asuqo Atakpo,

Defendant-Appellant.

JUDGMENT AND SENTENCE AFFIRMED

Division IV
Opinion by JUDGE HAWTHORNE
Bernard, and Tow, JJ., concur

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

Court of Appeals No. 16CA0380
El Paso County District Court No. 14CR1997
Honorable Gilbert Martinez, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michael Joseph Malory,

Defendant-Appellant.

JUDGMENT AND SENTENCE AFFIRMED

Division IV
Opinion by JUDGE HAWTHORNE
Bernard and Tow, JJ., concur

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

Court of Appeals No. 16CA0440
Mesa County District Court No. 15CR208
Honorable Thomas M. Deister, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Charles Andrew Petefish,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE BERNARD
Hawthorne and Tow, JJ., concur

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

Court of Appeals No. 16CA0945
El Paso County District Court No. 14CR3887
Honorable Theresa M. Cisneros, Judge
Honorable Linda M. Billings Vela, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Pete Martinez,

Defendant-Appellant.

JUDGMENT AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE ROMÁN
Richman and Berger, JJ., concur

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

Court of Appeals No. 16CA1111
Adams County District Court No. 04CR3097
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Randall Lee Plush,

Defendant-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE BERGER
Román and Richman, JJ., concur

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

Court of Appeals No. 16CA1173
Arapahoe County District Court No. 15CR418
Honorable Marilyn Leonard Antrim, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert Frank Minnifield,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals Nos. 16CA1188 & 16CA1242
Pueblo County District Court No. 15CV30747
Honorable Kimberly J. Karn, Judge

Jason Leng and Holly Vialpando,

Plaintiffs-Appellees and Cross-Appellants,

v.

Don DiFatta, Tisha L. Mauro, Barbara Clementi, Carole Partin, Joseph Edmund Treanor, Roger R. Lowe, and Severo DeLeon IV, as members of the Pueblo County Liquor and Marijuana Licensing Board; and Big Bear Liquor West, Inc.,

Defendants-Appellants and Cross-Appellees.

ORDER VACATED
AND APPEALS DISMISSED

Division V
Opinion by JUDGE BERGER
Román and Richman, JJ., concur

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

Court of Appeals No. 16CA1220
Adams County District Court No. 15CR423
Honorable Robert W. Kiesnowski, Jr., Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Raimondo Albert Rodriguez,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 16CA1827
El Paso County District Court No. 16CR410
Honorable Gregory R. Werner, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Aren Goode Putnam,

Defendant-Appellant.

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

Division V
Opinion by JUDGE RICHMAN
Román and Berger, JJ., concur

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

Court of Appeals No. 16CA2217
Douglas County District Court No. 02CR674
Honorable Paul A. King, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Charles M. Krutsinger,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE HAWTHORNE
Bernard and Tow, JJ., concur

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

Court of Appeals No. 17CA0112
Adams County District Court No. 15CR1860
Honorable Craig R. Welling, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Isom Richard Lofton,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 17CA0988
Jefferson County District Court No. 16DR3003
Honorable Lael E. Montgomery, Judge

In re the Marriage of

Patricia Lynn Schapiro,

Appellee,

and

Marc Richard Schapiro,

Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE TERRY
Taubman and Fox, JJ., concur

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

Court of Appeals No. 17CA1020
Crowley County District Court No. 16CV10
Honorable Michael A. Schiferl, Judge

Audrey Lee Tennyson,

Plaintiff-Appellant,

v.

Executive Director of the Colorado Department of Corrections; and Warden of
the Crowley County Correctional Facility,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE ROMÁN
Richman and Berger, JJ., concur

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

Court of Appeals No. 17CA1370
City and County of Denver District Court No. 14DR30046
Honorable Robert L. McGahey, Jr., Judge

In re the Marriage of

Anne Michele Safley,

Appellant,

and

Ali Zirakzadeh,

Appellee.

ORDER AFFIRMED

Division V
Opinion by JUDGE ROMÁN
Richman and Berger, JJ., concur

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

Court of Appeals No. 17CA1428
Adams County District Court No. 15CV31910
Honorable Emily E. Anderson, Judge

Harlo Enterprises LTD, LLLP,

Plaintiff-Appellant,

v.

Farmers Reservoir and Irrigation Company,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE TAUBMAN
Terry and Fox, JJ., concur

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

Court of Appeals No. 17CA1522
City and County of Denver District Court No. 17CV30911
Honorable Jay S. Grant, Judge

Washington Gas Light Company and WGL Midstream, Inc.,

Plaintiff-Appellant,

v.

Antero Resources Corporation,

Defendant-Appellee.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division IV
Opinion by JUDGE BERGER
Hawthorne, J., concurs
Carparelli*, J., dissents

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

Court of Appeals No. 17CA1599
City and County of Denver District Court No. 15CV708
Honorable A. Bruce Jones, Judge

Holly L. MacIntyre,

Plaintiff-Appellant,

v.

Supreme Court of Colorado; and JP Morgan Chase Bank, National Association,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE TAUBMAN
Terry and Fox, JJ., concur

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

Court of Appeals No. 17CA1820
Industrial Claim Appeals Office of the State of Colorado
WC No. 4-997-403

Edward J. Flake,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado; JE Dunn Construction
Company; and Liberty Mutual Insurance Company,

Respondents.

ORDER AFFIRMED

Division IV
Opinion by JUDGE BERNARD
Hawthorne and Tow, JJ., concur

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

Court of Appeals No. 17CA2027
Weld County District Court No. 16JV482
Honorable Elizabeth B. Strobel, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of M.B.R., a Child,

and Concerning K.K.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE WEBB
Harris and Welling, JJ., concur

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

Court of Appeals No. 18CA1186
Pueblo County District Court No. 18MH151
Honorable Jill Mattoon, Judge

People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Richard Bleakney,

Respondent-Appellant.

ORDER AFFIRMED

Division VII
Opinion by JUDGE J. JONES
Navarro and Martinez*, JJ., concur

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

Court of Appeals No. 18CA1432
Arapahoe County District Court No. 17MH102
Honorable Harold Clayburn Hurst, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Barbara Johnson,

Respondent-Appellant.

ORDER AFFIRMED

Division VI
Opinion by JUDGE DUNN
Furman and Freyre, 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. 15CA1543

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Maksim Khamov,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 16CA2004

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Louis Peoples, Jr.,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 17CA1677

In re the Marriage of

Selma Tarrant,

Appellant,

and

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

Appellees.

Petition for Rehearing DENIED

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

Court of Appeals No. 17CA1881

In the Matter of Charles Craft Trust,

and

Ronald Craft,

Appellant,

v.

Melissa R. Schwartz, in her capacity as Successor Trustee of the Charles Craft Trust,

Appellee.

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. 2018.