

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
July 19, 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UNPUBLISHED OPINIONS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. 15CA0079
Fremont County District Court No. 98CR342
Honorable David M. Thorson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Justin David Conner,

Defendant-Appellant.

ORDER AFFIRMED

Division II
Opinion by JUDGE DUNN
Dailey and Tow, JJ., concur

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

Court of Appeals No. 15CA1756
Eagle County District Court No. 13CR309
Honorable Russell H. Granger, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Traci Ann Cunningham,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE DUNN
Dailey and Tow, JJ., concur

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

Court of Appeals No. 16CA0109
Arapahoe County District Court No. 15CR304
Honorable Marilyn Leonard Antrim, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Malik Ty Muhammad,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE DAVIDSON*
Taubman and Welling, JJ., concur

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

Court of Appeals No. 16CA1176
Arapahoe County District Court No. 87CR161
Honorable Elizabeth A. Weishaupl, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Bernard Horne, a/k/a Ernest Brim,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE TAUBMAN
Welling and Davidson*, JJ., concur

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

Court of Appeals No. 16CA1408
City and County of Denver District Court No. 09CR938
Honorable Andrew P. McCallin, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ralph H. Jackson,

Defendant-Appellant.

ORDER AFFIRMED

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

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

Court of Appeals No. 16CA1613
El Paso County District Court No. 15CR4990
Honorable William B. Bain, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

David Scott Ramsey,

Defendant-Appellant.

JUDGMENT AND SENTENCE AFFIRMED

Division III
Opinion by JUDGE FOX
Webb and Márquez*, JJ., concur

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

Court of Appeals No. 16CA2142
City and County of Denver District Court No. 03CR2922
Honorable Andrew P. McCallin, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jesse L. Barajas,

Defendant-Appellant.

ORDER AFFIRMED

Division III
Opinion by CHIEF JUDGE LOEB
Davidson* and Vogt*, JJ., concur

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

Court of Appeals No. 17CA0350
Larimer County District Court No. 15JV261
Honorable Thomas R. French, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning B.H. and T.H.,

Respondents-Appellants.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 17CA0617
El Paso County District Court No. 14DR30328
Honorable Deborah J. Grohs, Judge

In re the Marriage of

Molly Jo Guthrie, n/k/a Brislin,

Appellee,

and

Michael Paul Guthrie,

Appellant.

ORDER 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)

Court of Appeals No. 17CA0629
Adams County District Court No. 15CV31899
Honorable Jaclyn C. Brown, Judge

City of Thornton, a home rule municipality of the State of Colorado,

Petitioner-Appellee,

v.

N.K. Sharma,

Respondent-Appellant.

ORDER AFFIRMED

Division III
Opinion by CHIEF JUDGE LOEB
Davidson* and Vogt*, JJ., concur

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

Court of Appeals No. 17CA0865
El Paso County District Court No. 16DR3364
Honorable Scott A. Sells, Judge

In re the Marriage of

Margaret N. Masters,

Appellee,

and

Mark S. Masters,

Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 17CA0947
El Paso County District Court No. 15CV30812
Honorable Michael P. McHenry, Judge

Pamela K. McComsey,

Plaintiff-Appellant,

v.

Charles J. Lalonde, M.D.,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE WEBB
Fox and Márquez*, JJ., concur

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

Court of Appeals No. 17CA0958
Bent County District Court No. 16CV8
Honorable Michael A. Schiferl, Magistrate

Mark David Baertschy,

Plaintiff-Appellant,

v.

Executive Director, Colorado Department of Corrections; Warden, Bent County
Correctional Facility,

Defendants-Appellees.

ORDER AFFIRMED

Division II
Opinion by JUDGE TOW
Dailey and Dunn, JJ., concur

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

Court of Appeals No. 17CA1067
Custer County District Court No. 16CV30021
Honorable Robert Freeman, Magistrate

Tommy Ray and Linda Jo Michael Trust,

Plaintiff-Appellant,

v.

Unknown Owner and All Persons having an Interest in the Property the Subject
of this Action,

Defendant-Appellee.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 17CA1218
Larimer County District Court No. 15DR1076
Jefferson County District Court No. 15DR2181
Honorable Diego G. Hunt, Judge

In re the Marriage of

Geneva Blackmore,

Appellee,

and

Lance Foster,

Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division VII
Opinion by JUDGE ASHBY
J. Jones and Harris, JJ., concur

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

Court of Appeals No. 17CA1277
Jefferson County District Court No. 16CV31559
Honorable Randall C. Arp, Judge

Wallace Friedlander and Sharon Friedlander,

Plaintiffs-Appellants,

v.

Cintas Corporation No. 2, d/b/a Cintas Fire Protection,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE DAILEY
Dunn and Tow, JJ., concur

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

Court of Appeals No. 17CA1357
City and County of Denver District Court No. 16CV31687
Honorable Elizabeth A. Starrs, Judge

Linda Murway,

Plaintiff-Appellant,

v.

Allstate Fire and Casualty Insurance Company,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE DAVIDSON*
Taubman and Welling, JJ., concur

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

Court of Appeals No. 17CA1647
Industrial Claim Appeals Office of the State of Colorado
WC No. 4-981-338

Donald Turner,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado; and Sunrise
Transport, d/b/a Pinzgauer Breeders, Ltd.,

Respondents.

ORDER AFFIRMED

Division III
Opinion by JUDGE FOX
Webb and Márquez*, JJ., concur

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

Court of Appeals No. 17CA1776
Jefferson County District Court No. 15DR30991
Honorable Diego G. Hunt, Judge

In re the Parental Responsibilities Concerning H.H.C., a Child,

and Concerning Lauren Grace Armstrong,

Appellee,

and

Thomas William Conran, Jr.,

Appellant.

ORDER AFFIRMED

Division VI
Opinion by JUDGE TERRY
Navarro, J., concurs
Carparelli*, J., specially concurs

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

Court of Appeals No. 17CA1959
Industrial Claim Appeals Office of the State of Colorado
WC No. 4-709-616

Old Dominion Freight Line, Inc.; and New Hampshire Insurance Company,
Petitioners,

v.

Industrial Claim Appeals Office of the State of Colorado; and Daniel Sanchez,
Respondents.

ORDER AFFIRMED

Division IV
Opinion by JUDGE KAPELKE*
Berger and Davidson*, JJ., concur

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

Court of Appeals No. 17CA2116
Jefferson County District Court No. 16JV946
Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of K.M. and E.M., Children,

and Concerning L.C.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE DUNN
Dailey and Tow, JJ., concur

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

Court of Appeals No. 17CA2319
Adams County District Court No. 16JV314
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of L.J.C., a Child,

and Concerning A.L.G.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE TOW
Dailey and Dunn, JJ., concur

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

Court of Appeals No. 17CA2364
Rio Grande County District Court No. 16JV37
Honorable Patrick H. Hayes, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning T.M.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE ROTHENBERG*
Hawthorne and Berger, JJ., concur

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

Court of Appeals No. 18CA0014
Boulder County District Court No. 16JV174
Honorable Kenneth M. Plotz, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of V.F., a Child,

and Concerning R.F. and K.K.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE VOGT*
Loeb, C.J., and Davidson*, J., concur

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

Court of Appeals No. 18CA0236
Industrial Claim Appeals Office of the State of Colorado
DD No. 30756-2017

Loreena L. Vigil,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Temporary Fill Ins,

Respondents.

ORDER AFFIRMED

Division IV
Opinion by JUDGE BERGER
Hawthorne and Miller*, JJ., concur

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

Court of Appeals No. 18CA0533
Industrial Claim Appeals Office of the State of Colorado
DD No. 170-2018

Larry G. Campbell,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and MV Public
Transportation, Inc.,

Respondents.

ORDER AFFIRMED

Division VI
Opinion by JUDGE NAVARRO
Terry and Carparelli*, 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. 14CA1181

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Eswin Ariel Figueroa-Lemus,

Defendant-Appellant.

Petition for Rehearing DENIED
Furman, J., would GRANT

Court of Appeals No. 14CA1443

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Daryl D. Thompson, Sr.,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 16CA2172

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michael James Bueno,

Defendant-Appellant.

Opinion Modified and
Petition for Rehearing DENIED

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

Court of Appeals No. 17CA0849

Henrylyn Irrigation District, a Colorado irrigation district,

Plaintiff-Appellee and Cross-Appellant,

v.

Alex Swank and Paul Swank,

Defendants-Appellants and Cross-Appellees.

Petition for Rehearing DENIED

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

Court of Appeals No. 17CA1699

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Damian Lynch,

Defendant-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. 2017.