

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
August 2, 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UNPUBLISHED OPINIONS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. 15CA0042
Summit County District Court Nos. 12CR128 & 13CR21
Honorable Karen A. Romeo, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gordon Scott Siriano,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 15CA1584
Arapahoe County District Court No. 12CR2242
Honorable Elizabeth Beebe Volz, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Donnie Joe Garcia,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 16CA1557
El Paso County District Court No. 15CR1188
Honorable Jann P. Dubois, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Rodney D. Eaves,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 16CA1992
El Paso County District Court Nos. 13CR1449 & 13CR1456
Honorable Richard V. Hall, Judge
Honorable Thomas K. Kane, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Michael Cunningham,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 16CA2031
City and County of Denver Juvenile Court No. 16JD244
Honorable D. Brett Woods, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of S.H.B.,

Juvenile-Appellant.

JUDGMENT VACATED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 17CA0060
El Paso County District Court No. 04CR5098
Honorable William B. Bain, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jerry Gerard Ciarcia,

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. 17CA0094
City and County of Denver District Court No. 93CR2603
Honorable William D. Robbins, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Manuel J. Gamboa,

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 Nos. 17CA0391 & 17CA0796
Grand County District Court No. 11CV295
Honorable Mary C. Hoak, Judge

Dennis Austin Patten, as Trustee of The Dennis Austin Patten Living Trust;
Michael C. Vincent; Kimberly H. Vincent; Laurent Lewkowitz; Holly Lewkowitz;
Karl Plott; Lothar Schulz; Jerrold Barone; Nancy Barone; Stephen Welsh;
Michelle Welsh; and Sandra D. Green Trust, Date June 12, 1995, a Florida
Trust,

Plaintiffs-Appellees and Cross-Appellants,

v.

Estate of Boyace J. Holland; Sandra Holland; Jeff Holland; Glen Holland; and
Susan Holland; Aspen Pine Estates, Inc., a Colorado corporation;

Defendants-Appellants and Cross-Appellees.

JUDGMENT AND ORDER AFFIRMED

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

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

Court of Appeals No. 17CA0757
Board of Assessment Appeals Case Nos. 68918 & 68963

Colorado La Paloma, Inc.,

Plaintiff-Appellant,

v.

Board of County Commissioners of Eagle County and Board of Equalization of
Eagle County,

Respondents-Appellees,

And

Board of Assessment Appeals,

Appellee.

ORDERS 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. 17CA0758
Board of Assessment Appeals Case Nos. 68919 & 68964

James P. Donahugh and Debra L. Donahugh,

Petitioners-Appellants,

v.

Board of County Commissioners of Eagle County and Board of Equalization of
Eagle County,

Respondents-Appellees,

and

Board of Assessment Appeals,

Appellee.

ORDER AFFIRMED

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

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

Court of Appeals No. 17CA1216
Jefferson County District Court No. 09DR2100
Honorable Christie A. Bachmeyer, Judge

In re the Marriage of

Michelle M. Veach Veith,

Appellee,

and

Shawn E. Veith,

Appellant.

APPEAL DISMISSED IN PART, ORDERS AFFIRMED IN PART AND 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)

Court of Appeals No. 17CA1559
Arapahoe County District Court No. 15PR160
Honorable H. Clay Hurst, Magistrate

In re the Estate of Edgar Behrens, deceased.

Renate Ingrid Behrens,

Appellant,

v.

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

Appellee.

ORDER AFFIRMED

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

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

Court of Appeals No. 17CA1604
El Paso County District Court No. 15CR1699
Honorable Douglas J. Miles, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Nicholas Adam Wells,

Defendant-Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division IV
Opinion by JUDGE MILLER*
Kapelke*, J., concurs
Berger, J. dissents

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

Court of Appeals No. 17CA1685
Colorado State Real Estate Commission No. RC2014-0007

Colorado Real Estate Commission,

Petitioner-Appellee,

v.

Eugene L. Seitz; License No. ER-100011732, III and Platinum Partners Realty
LLC, d/b/a Platinum Properties, License No. EL 100005353,

Respondents-Appellants.

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

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

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

Court of Appeals No. 17CA2010
Adams County District Court No. 16JV128
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of G.M.R., IV, and V.E.R., Children,

and Concerning A.G.R.,

Respondent-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 17CA2148
Weld County District Court No. 16JV507
Honorable W. Troy Hause, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning M.P.,

Respondent-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 18CA1012
Arapahoe County District Court No. 18MH338
Honorable Theresa M. Slade, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of T.G.,

Respondent-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE HAWTHORNE
Berger and Vogt*, 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. 15CA1596

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of M.G.,

Juvenile-Appellant.

Opinion Modified and
Petitions 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.