

ANNOUNCEMENTS
COLORADO COURT OF APPEALS
June 27, 2019

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PUBLISHED OPINIONS

[2019COA95](#)

Court of Appeals No. [16CA2178](#)
Boulder County District Court No. 14CR490
Honorable Patrick D. Butler, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Danny Lee Villela,

Defendant-Appellant.

SENTENCE AFFIRMED

Division II
Opinion by JUDGE DAILEY
Pawar and Carparelli*, J., concur

[2019COA96](#)

Court of Appeals No. [17CA1482](#)
City and County of Denver District Court No. 12DR1367
Honorable Catherine A. Lemon, Judge

In re the Marriage of

Joseph Cody Stockwell,

Appellee,

and

Jennifer Lynn Dees,

Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division VI
Opinion by JUDGE NAVARRO
Richman and Welling, JJ., concur

[2019COA97](#)

Court of Appeals No. [18CA0251](#)
El Paso County District Court No. 11DR2085
Honorable Deborah J. Grohs, Judge

In re the Marriage of

Michelle Lea Alvis,

Appellee,

and

Norman Foster Darrell Alvis,

Appellant.

ORDER AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE HARRIS
Richman and Tow, JJ., concur

[2019COA98](#)

Court of Appeals No. [18CA1154](#)
Pitkin County District Court No. 18CV8
Honorable Denise K. Lynch, Judge

Carmen Nieto,

Plaintiff-Appellant,

v.

Clark's Market, Inc.,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE J. JONES
Lipinsky and Martinez*, JJ., concur

[2019COA99](#)

Court of Appeals No. [19CA0647](#)
Pueblo County District Court No. 19MH81
Honorable Jill S. Mattoon, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of R.C.,

Respondent-Appellant.

ORDER REVERSED

Division IV
Opinion by JUDGE LIPINSKY
Román and J. Jones, JJ., concur

UNPUBLISHED OPINIONS

Court of Appeals No. 16CA1400
Larimer County District Court No. 14CR1347
Honorable Devin R. Odell, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Dustin Travis Harmon,

Defendant-Appellant.

JUDGMENT AFFIRMED, SENTENCE REVERSED,
AND CASE REMANDED WITH DIRECTIONS

Division II
Opinion by JUDGE PAWAR
Terry and Márquez*, JJ., concur

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

Court of Appeals No. 16CA1978
Adams County District Court No. 14CR3629
Honorable Francis C. Wasserman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Elias Elizondo,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE DUNN
Navarro and Berger, JJ., concur

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

Court of Appeals No. 17CA0902
El Paso County District Court No. 03CR695
Honorable Deborah J. Grohs, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Scott W. Walk,

Defendant-Appellant.

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

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

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

Court of Appeals No. 17CA1376
El Paso County District Court No. 16CR3328
Honorable William B. Bain, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Bales Samuel Arellan,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE RICHMAN
Harris and Tow, JJ., concur

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

Court of Appeals No. 18CA0082
Jefferson County District Court No. 16DR1572
Honorable Christie A. Bachmeyer, Judge

In re the Marriage of

Julie Harrington Smith,

Appellee,

and

Thomas L. Smith,

Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE WELLING
Richman and Navarro, JJ., concur

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

Court of Appeals No. 18CA0242
El Paso County District Court No. 11CR2515
Honorable Deborah J. Grohs, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Nathaniel Davis,

Defendant-Appellant.

ORDER AFFIRMED

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

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

Court of Appeals No. 18CA0329
Kit Carson County District Court No. 17JV8
Honorable Charles M. Hobbs, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning J.T., Sr., and T.T.,

Respondents-Appellants,

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE ROTHENBERG*
Bernard, C.J., and Martinez*, J., concur

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

Court of Appeals No. 18CA0431
El Paso County District Court No. 17CV31704
Honorable Barbara L. Hughes, Judge

Jacqueline S. Freeman,

Plaintiff-Appellant,

v.

Colorado Department of Revenue, Division of Motor Vehicles,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE WELLING
Richman and Navarro, JJ., concur

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

Court of Appeals No. 18CA0785
Gilpin County District Court No. 17CV30031
Honorable Dennis J. Hall, Judge

Michelle Bialas,

Plaintiff-Appellant,

v.

James M. Bynum,

Defendant-Appellee.

ORDERS AND JUDGMENT REVERSED
AND CASE REMANDED WITH DIRECTIONS

Division VII
Opinion by JUDGE BERGER
Dunn and Casebolt*, JJ., concur

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

Court of Appeals No. 18CA0864
City and County of Denver District Court Nos. 12CR3592, 12CR3773,
12CR4939 & 15CR10146
Honorable Morris B. Hoffman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Darian Craft,

Defendant-Appellant.

ORDER AFFIRMED

Division III
Opinion by JUDGE DAVIDSON*
Bernard, C.J., and Vogt*, J., concur

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

Court of Appeals No. 18CA0880
City and County of Denver District Court No. 17CV31888
Honorable Jay S. Grant, Judge

National Jewish Health,

Plaintiff-Appellant,

v.

Aryeh Fischer, M.D.,

Defendant-Appellee.

ORDER AFFIRMED

Division III
Opinion by JUDGE FURMAN
Davidson*, J., concurs
Webb, J., dissents

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

Court of Appeals No. 18CA0952
Industrial Claim Appeals Office of the State of Colorado
WC No. 3-840-625

Christel Schroeder,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado; Thorn EMI North
America; and Federal Insurance Company,

Respondents.

ORDER AFFIRMED

Division V
Opinion by JUSTICE MARTINEZ*
Bernard, C.J. and Rothenberg*, J., concur

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

Court of Appeals No. 18CA1119
El Paso County District Court No. 12DR4495
Honorable Jill M. Brady, Judge

In re the Marriage of

Lynn L. Brown,

Appellee,

and

Andrew Clay Brown, Jr.,

Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division I
Opinion by JUDGE TAUBMAN
Grove and Casebolt*, JJ., concur

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

Court of Appeals No. 18CA1144
Arapahoe County District Court No. 17DR1581
Honorable Tamar Wilson, Magistrate

In re the Marriage of

Kacie Raelene Robinson,

Appellant,

and

Benjamin Francis Robinson,

Appellee.

ORDERS REVERSED IN PART AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 18CA1271
Arapahoe County District Court No. 04CR1520
Honorable Ben L. Leutwyler, III, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jerome Anderson,

Defendant-Appellant.

ORDER AFFIRMED

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

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

Court of Appeals No. 18CA1316
Delta County District Court No. 17CV30026
Honorable Steven L. Schultz, Judge

SG Interests I, Ltd., a Texas limited partnership, and SG Interests VII, Ltd., a
Texas limited partnership,

Plaintiffs-Appellants,

v.

Peter T. Kolbenschlag, a/k/a Pete Kolbenschlag,

Defendant-Appellee.

JUDGMENT AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division VI
Opinion by JUDGE FREYRE
Fox and Welling, JJ., concur

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

Court of Appeals No. 18CA1327
City and County of Denver Juvenile Court No. 18JV41
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of A.S.L., a Child,

and Concerning A.C.M.L.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE CASEBOLT*
Dailey and Pawar, JJ., concur

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

Court of Appeals No. 18CA1339
Larimer County District Court No. 17CV244
Honorable Julie Kunce Field, Judge

New Era Cap Co., Inc., d/b/a New Era,

Plaintiff-Appellant,

v.

Jeffery Neal,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE WELLING
Fox and Freyre, JJ., concur

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

Court of Appeals No. 18CA1393
Weld County District Court No. 17JV212
Honorable Elizabeth Strobel, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning Ar.V.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE DUNN
Navarro and Berger, JJ., concur

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

Court of Appeals No. 18CA1445
Adams County District Court No. 18JV2009
Honorable Priscilla J. Loew, Judge

In re the Parental Responsibilities Concerning C.H.H-H., a Child,
and Concerning B.D.V.,

Appellant,

and

B.A.H. II,

Appellee.

JUDGMENT VACATED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 18CA1560
Boulder County District Court No. 17DR674
Honorable Norma A. Sierra, Judge

In re the Marriage of

Kenneth M. Schulter,

Appellant,

and

Janis Gail Schulter,

Appellee.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE J. JONES
Román and Lipinsky, JJ., concur

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

Court of Appeals No. 18CA1574
Alamosa County District Court No. 16JV76
Honorable Martin A. Gonzales, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Z.S., Z.S., and Z.W., Children,

and Concerning C.W.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE ROMÁN
J. Jones and Lipinsky, JJ., concur

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

Court of Appeals No. 18CA2045
Boulder County District Court No. 16JV194
Honorable Nancy W. Salomone, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning J.F., a/k/a J.H.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE WELLING
Fox and Freyre, JJ., concur

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

Court of Appeals No. 18CA2208
City and County of Denver Juvenile Court No. 17JV1561
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning N.J.R.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE LIPINSKY
Román and J. Jones, JJ., concur

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

Court of Appeals No. 18CA2219
Weld County District Court No. 17JV452
Honorable W. Troy Hause, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning R.A.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE TOW
Richman and Harris, JJ., concur

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

Court of Appeals No. 18CA2314
Mesa County District Court No. 17JV81
Honorable Gretchen B. Larson, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of B.P. and N.P., Children,

and Concerning E.P.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE BERGER
Dunn and Navarro, 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. 16CA1145

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Shaun David Keller Lawrence,

Defendant-Appellant.

Petitions for Rehearing DENIED

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

Court of Appeals No. 16CA2162

In re the Marriage of

Julie A. Johnson,

Appellant,

and

James R. Johnson,

Appellee.

Opinion Modified and
Petition for Rehearing DENIED

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

Court of Appeals No. 16CA2197

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Bill Joe Brooks,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 18CA1142

In re the Estate of Lester I. McLaughlin, a/k/a Lester Ivel McLaughlin, a/k/a
Lester McLaughlin, deceased.

Leslie J. Leonard and Daryl Kirk McLaughlin,

Petitioners-Appellants,

v.

Kathryn Y. Scott-McLaughlin,

Intervenor-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.