

*ANNOUNCEMENTS  
COLORADO COURT OF APPEALS  
August 15, 2019*

“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.

**PUBLISHED OPINIONS**

[2019COA126](#)

Court of Appeals No. [18CA0290](#)  
Fremont County District Court No. 16CR724  
Honorable Ramsey Lama, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Curtis Edward Whisler,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV  
Opinion by JUDGE J. JONES  
Román and Rothenberg\*, JJ., concur

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**UNPUBLISHED OPINIONS**

Court of Appeals No. 16CA0006  
Jefferson County District Court No. 14CR2357  
Honorable Tamara S. Russell, Judge  
Honorable Verna L. Carpenter, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Steven Mark Dalton,

Defendant-Appellant.

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

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

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

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Court of Appeals No. 16CA0876  
Park County District Court No. 15CR67  
Honorable Stephen A. Groome, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jarrold Devon Moquist,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division I  
Opinion by JUDGE HAWTHORNE  
Taubman and Grove, JJ., concur

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

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Court of Appeals No. 16CA2044  
Adams County District Court No. 15CR1173  
Honorable Robert W. Kiesnowski, Jr., Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Spencer Jay Minton,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE BROWN  
Webb and Furman, JJ., concur

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

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Court of Appeals No. 16CA2139  
Mesa County District Court No. 12CR294  
Honorable Valerie J. Robison, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jerod Lance Wade,

Defendant-Appellant.

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

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

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

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Court of Appeals No. 17CA0469  
Larimer County District Court No. 15CR1466  
Honorable Julie K. Field, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Chayce Aaron Anderson,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI  
Opinion by JUDGE FOX  
Freyre and Welling, JJ., concur

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

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Court of Appeals No. 17CA0951  
City and County of Denver District Court No. 03CR2350  
Honorable William D. Robbins, Jr., Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Clarence King,

Defendant-Appellant.

ORDER AFFIRMED

Division VI  
Opinion by JUDGE FOX  
Freyre and Welling, JJ., concur

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

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Court of Appeals No. 17CA1057  
El Paso County District Court No. 16CR3377  
Honorable Linda M. Billings Vela, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Clyde Skinner,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 17CA1237  
Las Animas County District Court No. 13CR220  
Honorable Leslie J. Gerbracht, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Nicole Collette Salazar,

Defendant-Appellant.

ORDER REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division II  
Opinion by JUDGE TERRY  
Pawar, J., concurs  
Dailey, J., concurs in part and dissents in part

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

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Court of Appeals No. 17CA1301  
Lincoln County District Court No. 2016CR42  
Honorable Jeffrey K. Holmes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Patrick David Kennedy,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 17CA1367  
Adams County District Court No. 15CR3038  
Honorable Robert W. Kiesnowski, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Filiberto Bustos,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE WEBB  
Furman and Brown, JJ., concur

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

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Court of Appeals No. 18CA0380  
Logan County District Court No. 17CV3  
Honorable Michael K. Singer, Judge

Gary Knutson,

Plaintiff-Appellant,

v.

Colorado Department of Corrections and Warden of Sterling Corrections,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE WEBB  
Furman and Brown, JJ., concur

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

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Court of Appeals No. 18CA0410  
Jefferson County District Court No. 17CR1429  
Honorable Christie A. Bachmeyer, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Leonard Portugal,

Defendant-Appellant.

ORDER AFFIRMED

Division VI  
Opinion by JUDGE FOX  
Freyre and Welling, JJ., concur

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

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Court of Appeals No. 18CA0560  
El Paso County District Court No. 16JV895  
Honorable Tim J. Schutz, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning S.C.,

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)**

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Court of Appeals No. 18CA0585  
Mesa County District Court No. 00CR971  
Honorable Richard T. Gurley, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Anthony Joe Gomez,

Defendant-Appellant.

SENTENCE REVERSED 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)**

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Court of Appeals No. 18CA0608  
Arapahoe County District Court No. 98CR2369  
Honorable Phillip L. Douglass, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Maurice Bluit,tt,

Defendant-Appellant.

ORDER AFFIRMED

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

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

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Court of Appeals No. 18CA0663  
Larimer County District Court No. 15CR117  
Honorable Julie K. Field, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Austin Bryce Campbell,

Defendant-Appellee.

ORDER AFFIRMED

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

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

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Court of Appeals No. 18CA0693  
Mesa County District Court No. 12CR234  
Honorable Valerie J. Robison, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Cruz A. Carbajal,

Defendant-Appellant.

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

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

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

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Court of Appeals No. 18CA0832  
Arapahoe County District Court No. 16JV250  
Honorable Theresa M. Slade, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of C.C-H. and D.C., Children,

and Concerning D.C.,

Respondent-Appellant.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 18CA0861  
City and County of Denver District Court No. 15CV30561  
Honorable Ross B. Buchanan, Judge

Woodstream Falls Condominium Association, Inc.,

Plaintiff-Appellee,

v.

Makeen Investment Group, LLC, and Akeem A. Makeen,

Defendants-Appellants.

JUDGMENT AFFIRMED

Division V  
Opinion by JUDGE HARRIS  
Tow and Vogt\*, JJ., concur

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

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Court of Appeals No. 18CA1021  
City and County of Denver District Court No. 17CV31537  
Honorable Brian R. Whitney, Judge

Vera R. Boyd,

Plaintiff-Appellee,

v.

Frances H. Sgarlatti,

Defendant-Appellant.

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

Division I  
Opinion by JUDGE HAWTHORNE  
Taubman and Grove, JJ., concur

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

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Court of Appeals No. 18CA1029  
Douglas County District Court No. 17DR30115  
Honorable Natalie Turnmire Chase, Judge

In re the Marriage of

Mark L. Katnik,

Appellee,

and

Jennifer C. Katnik,

Appellant.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

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

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

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Court of Appeals No. 18CA1058  
City and County of Denver Juvenile Court No. 17JV69  
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of C.C. and A.C., Children,

and Concerning T.N.S.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE WEBB  
Furman and Brown, JJ., concur

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

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Court of Appeals No. 18CA1188  
Jefferson County District Court No. 17DR30490  
Honorable Christie A. Bachmeyer, Judge

In re the Marriage of

Jeffrey Dean Peterson,

Appellant,

and

Teresa Lucille Peterson,

Appellee.

JUDGMENT AFFIRMED

Division V  
Opinion by JUDGE RICHMAN  
Harris and Vogt\*, JJ., concur

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

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Court of Appeals No. 18CA1253  
City and County of Denver District Court No. 87CR218  
Honorable William D. Robbins, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Carlos J. Abad,

Defendant-Appellant.

ORDER REVERSED AND CASE  
REMANDED WITH DIRECTIONS

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

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

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Court of Appeals No. 18CA1368  
Boulder County District Court No. 17CR1008  
Honorable Judith L. LaBuda, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Donald Rheubottom,

Defendant-Appellant.

JUDGMENT AND SENTENCE REVERSED IN PART,  
VACATED IN PART, AND CASE REMANDED WITH DIRECTIONS

Division VII  
Opinion by JUDGE NAVARRO  
Dunn and Berger, JJ., concur

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

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Court of Appeals No. 18CA1440  
City and County of Denver Juvenile Court No. 17JV710  
Honorable D. Brett Woods, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of P.R., B.R., and M.R., Children,

and Concerning L.T.R.,

Respondent-Appellant.

JUDGMENT VACATED AND CASE  
REMANDED WITH DIRECTIONS

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

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

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Court of Appeals No. 18CA1507  
Arapahoe County District Court No. 15CV515  
Honorable Elizabeth A. Weishaupl, Judge

R. Kirk McDonald,

Plaintiff-Appellant,

v.

Citibank N.A., Kelly Kilgore, and Mark C. Willis,

Defendants-Appellees.

JUDGMENT AFFIRMED AND CASE  
REMANDED WITH DIRECTIONS

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

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

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Court of Appeals No. 18CA1512  
Grand County District Court No. 17JV3  
Honorable Mary C. Hoak, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of D.A.S. and M.S., Children,

and Concerning C.H. and M.C.S.,

Respondents-Appellants,

and M.H. and D.W.,

Intervenors.

JUDGMENT AFFIRMED

Division VI  
Opinion by JUDGE FOX  
Freyre and Welling, JJ., concur

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

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Court of Appeals No. 18CA1526  
Weld County District Court No. 18JV444  
Honorable Elizabeth Strobel, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning J.S.,

Respondent-Appellant.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

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

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

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Court of Appeals No. 18CA1554  
El Paso County District Court No. 17JV532  
Honorable Robin L. Chittum, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning K.M.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division A  
Opinion by CHIEF JUDGE BERNARD  
Furman and Casebolt\*, JJ., concur

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

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Court of Appeals No. 18CA1561  
City and County of Denver District Court No. 17CV457  
Honorable Robert L. McGahey, Jr., Judge

David Matus,

Plaintiff-Appellant,

v.

Robert N. Trigg; Clifford E. Eley; Daniel B. Galloway; Eley Galloway Trigg LLP;  
Galloway Trigg, LLP; and Hamilton Faatz, PC.,

Defendants-Appellees.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 18CA1669  
Adams County District Court No. 17JV232  
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning T.L.S. and G.W.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division A  
Bernard, C.J., Furman, and Casebolt\*, JJ.  
PER CURIAM

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

Court of Appeals No. 18CA1706  
El Paso County District Court No. 17CV32499  
Honorable Gregory R. Werner, Judge

Robert A. Geiser,

Plaintiff-Appellant,

v.

Department of Revenue, Division of Motor Vehicles,

Defendant-Appellee.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 18CA1709  
Bent County District Court No. 18CV15  
Honorable Michael A. Schiferl, Judge

Christopher Baker,

Plaintiff-Appellant,

v.

Dean Williams, Executive Director of the Colorado Department of Corrections,

Defendant-Appellee.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 18CA1760  
El Paso County District Court No. 16JV1052  
Honorable Robin L. Chittum, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of H.H., A.H., S.H. and J.H. Children,

and Concerning M.H.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division A  
Bernard, C.J., Furman, and Casebolt\*, JJ.  
PER CURIAM

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

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Court of Appeals No. 18CA1773  
Arapahoe County District Court No. 17JV28  
Honorable Theresa M. Slade, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning J.B.,

Respondent-Appellant.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 18CA1816  
Mesa County District Court No. 17JV153  
Honorable Lance P. Timbreza, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of A.P., C.P., and V.P., Children,

and Concerning B.P.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division A  
Bernard, C.J., Furman, and Casebolt\*, JJ.  
PER CURIAM

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

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Court of Appeals No. 18CA1851  
Jefferson County District Court No. 17JV265  
Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of A.G., D.L., Jr., and C.L., Children,

and Concerning D.L., Sr., and B.G.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division VII  
Opinion by JUDGE NAVARRO  
Dunn and Berger, JJ., concur

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

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Court of Appeals No. 18CA1861  
Adams County District Court No. 93CR1676  
Honorable Thomas R. Ensor, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michael A. Breaux,

Defendant-Appellant.

ORDER AFFIRMED

Division III  
Opinion by JUDGE WEBB  
Furman and Brown, JJ., concur

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

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Court of Appeals No. 18CA2133  
Arapahoe County District Court No. 18JV288  
Honorable Natalie T. Chase, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Av.D., W.D., D.D., and Al.D., Children,  
and Concerning E.D. and J.D.,

Respondents-Appellants.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 18CA2215  
El Paso County District Court No. 18CV31275  
Honorable G. David Miller, Judge

Jamie Elizabeth Coahran,

Plaintiff-Appellant,

v.

Colorado Department of Revenue, Motor Vehicle Division,

Defendant-Appellee.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 18CA2257  
Weld County District Court No. 17JV216  
Honorable W. Troy Hause, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of I.I.B., H.T., A.T., Aa.T., Children,

and Concerning G.R. and M.T.,

Respondents-Appellants.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 18CA2289  
Jefferson County District Court No. 17JV395  
Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of P.M.Q., and G.S., Jr., Children,

and Concerning B.Q.,

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)**

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Court of Appeals No. 18CA2311  
Jefferson County District Court No. 17JV742  
Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning J.R.,

Respondent-Appellant.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 18CA2411  
Larimer County District Court No. 17JV145  
Honorable Stephen J. Jouard, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning V.A.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division A  
Bernard, C.J., Furman, and Casebolt\*, JJ.  
PER CURIAM

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

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Court of Appeals No. 18CA2475  
Mesa County District Court No. 17JV64  
Honorable Lance P. Timbreza, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Ju.H., Je.H., Minor Children,

And Concerning A.R.,

Respondent-Appellant.

JUDGMENT AFFIRMED

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

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

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**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. 16CA1468

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Rayon D. Hamilton,

Defendant-Appellant.

Petition for Rehearing DENIED

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Court of Appeals No. 16CA1944

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Charles Marcus Hamm,

Defendant-Appellant.

Petition for Rehearing DENIED

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\*Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2018.