

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
March 7, 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

[2019COA30](#)

Court of Appeals No. [16CA0750](#)

City and County of Denver District Court No. 15CR20002

Honorable Sheila A. Rappaport, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Daniel J. Gonzales,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE BERGER
Tow, J., concurs
Taubman, J., specially concurs

[2019COA31](#)

Court of Appeals No. [16CA2229](#)
Teller County District Court No. 15CR57
Honorable Theresa M. Cisneros, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Dana Roehrs,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division VI
Opinion by JUDGE RICHMAN
Navarro and Welling, JJ., concur

[2019COA32](#)

Court of Appeals No. [17CA0705](#)
City and County of Denver District Court No. 15CR5126
Honorable Andrew P. McCallin, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Wenston Williams,

Defendant-Appellant.

JUDGMENT AFFIRMED, SENTENCE REVERSED,
AND CASE REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE TERRY
J. Jones and Nieto*, JJ., concur

[2019COA33](#)

Court of Appeals No. [17CA2388](#)
Colorado Real Estate Commission
Case No. RC 2015-0013

Colorado Real Estate Commission,

Petitioner-Appellee,

v.

John J. Vizzi,

Respondent-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE TERRY
J. Jones and Nieto*, JJ., concur

[2019COA34](#)

Court of Appeals No. [18CA0041](#)
Larimer County District Court No. 13CR335
Honorable Susan J. Blanco, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Billy Joe Knoepchen,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE TOW
Taubman and Berger, JJ., concur

[2019COA35](#)

Court of Appeals No. [18CA0057](#)

City and County of Denver District Court No. 16CV32157

Honorable John W. Madden IV, Judge

Sharman M. Heotis,

Petitioner-Appellant,

v.

Colorado State Board of Education,

Respondent-Appellee.

JUDGMENT AFFIRMED

Division II

Opinion by JUDGE FURMAN

Dailey and Lipinsky, JJ., concur

[2019COA36](#)

Court of Appeals No. [18CA0118](#)

Gunnison County District Court No. 16JV8

Honorable J. Steven Patrick, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning C.K. and S.R.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division III

Opinion by JUDGE WEBB

Román and Freyre, JJ., concur

[2019COA37](#)

Court of Appeals No. [18CA0565](#)

Industrial Claim Appeals Office of the State of Colorado
WC No. 4-962-740

Susan Burren,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado, Destination Maternity,
and Liberty Mutual Insurance Company,

Respondents.

ORDER SET ASIDE AND CASE
REMANDED WITH DIRECTIONS

Division III
Opinion by JUDGE WELLING
Webb and Harris, JJ., concur

UNPUBLISHED OPINIONS

Court of Appeals No. 14CA1058
City and County of Denver District Court No. 12CR3957
Honorable Elizabeth A. Starrs, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Erin D. Janis,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE NAVARRO
Terry and Freyre, JJ., concur

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

Court of Appeals No. 15CA0976
El Paso County District Court No. 14CR627
Honorable Robin L. Chittum, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ralph Carl Johnson,

Defendant-Appellant.

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

Division III
Opinion by JUDGE HARRIS
Webb and Welling, JJ., concur

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

Court of Appeals No. 16CA0496
Arapahoe County District Court No. 10CR200
Honorable Michael Spear, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joseph Daniel Thomas,

Defendant-Appellant.

JUDGMENT AND ORDER AFFIRMED

Division V
Opinion by JUDGE TERRY
J. Jones and Grove, JJ., concur

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

Court of Appeals No. 16CA1401
Garfield County District Court No. 14CR359
Honorable James B. Boyd, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Saul Munoz,

Defendant-Appellant.

SENTENCE AFFIRMED

Division I
Opinion by JUDGE BERGER
Taubman and Tow, JJ., concur

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

Court of Appeals No. 16CA1456
Larimer County District Court No. 15CR289
Honorable Stephen J. Schapanski, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Tyler Kendrick Edwards,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE GROVE
Terry and J. Jones, JJ., concur

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

Court of Appeals No. 16CA1682
City and County of Broomfield District Court No. 15CR124
Honorable Edward C. Moss, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Aaron Dominic Sierra,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE ROMÁN
Webb and Freyre, JJ., concur

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

Court of Appeals No. 16CA1727
Douglas County District Court No. 15CR778
Honorable Paul A. King, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Brian Sutherland Self,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE FREYRE
Webb and Román, JJ., concur

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

Court of Appeals No. 16CA1745
Gilpin County District Court No. 15CR171
Honorable Dennis J. Hall, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Eric R. Miller,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE ROMÁN
Webb and Freyre, JJ., concur

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

Court of Appeals No. 17CA0325
Adams County District Court No. 14CR3617
Honorable Thomas R. Ensor, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gabriel Lee Flores,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE FREYRE
Webb and Román, JJ., concur

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

Court of Appeals No. 17CA0644
Arapahoe County District Court No. 10CR2371
Honorable Elizabeth A. Weishaupl, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Jaylen Fasean Noble,

Defendant-Appellee.

SENTENCES AFFIRMED

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

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

Court of Appeals Nos. 17CA1197 & 17CA1476
Arapahoe County District Court No. 15DR30900
Honorable Peter F. Michaelson, Judge

In re the Marriage of

Deborah Michas, f/k/a Deborah Warren,

Appellee,

and

Robert E. Warren, III,

Appellant.

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

Division III
Opinion by JUDGE WEBB
Román and Vogt*, JJ., concur

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

Court of Appeals No. 17CA1382
Boulder County District Court No. 15CV30106
Honorable Norma A. Sierra, Judge

Jane Sanders, a/k/a Jane Mari Sanders and Michael Sanders, a/k/a Donald
Michael Sanders, a/k/a Donald Sanders,

Plaintiffs-Appellees and Cross-Appellants,

v.

Robert B. Antonson, Jr., and Robin Smith-Antonson,

Defendants-Appellants and Cross-Appellees,

and

LoanDepot.com, LLC,

Defendant-Appellee and Cross-Appellee.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE WELLING
Webb and Harris, JJ., concur

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

Court of Appeals No. 17CA2069
Arapahoe County District Court No. 16CV353
Honorable John L. Wheeler, Judge

Michael A. Collins,

Plaintiff-Appellant,

v.

CFAM Financial Services, LLC,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE VOGT*
Dailey and Lipinsky, JJ., concur

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

Court of Appeals No. 17CA2338
Jefferson County District Court No. 17CV31435
Honorable Margie L. Enquist, Judge

Jeremy King,

Plaintiff-Appellant,

v.

Colorado Department of Revenue,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE RICHMAN
Navarro and Welling, JJ., concur

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

Court of Appeals No. 17CA2368
City and County of Denver Juvenile Court No. 16JV380
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning J.M.H. and E.J.H.,

Respondents-Appellants.

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

Division III
Opinion by JUDGE WEBB
Román and Freyre, JJ., concur

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

Court of Appeals No. 17CA2406
City and County of Denver Juvenile Court No. 16JV89
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of J.P.M.H. and M.G.M.H., Children,

and Concerning P.M-M. and E.J.H.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE ROMÁN
Webb and Freyre, JJ., concur

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

Court of Appeals Nos. 18CA0179 & 18CA0206
Douglas County District Court Nos. 14JV248 & 16JV314
Honorable Natalie T. Chase, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of B.F., B.R.F., and E.R.F., Children,

and Concerning A.J.F. and M.R.F.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE BERGER
Taubman and Tow, JJ., concur

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

Court of Appeals No. 18CA0182
Weld County District Court No. 11DR1141
Honorable W. Troy Hause, Judge

In re the Marriage of

Renee P. Williams,

Appellant,

and

Timothy D. Dorn,

Appellee.

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

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

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

Court of Appeals No. 18CA0494
Weld County District Court No. 16JV778
Honorable Elizabeth Strobel, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of O.A.M.R., a Child,

and Concerning C.R.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE BERGER
Taubman and Tow, JJ., concur

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

Court of Appeals No. 18CA0515
Mesa County District Court No. 17DR30090
Honorable Valerie J. Robison, Judge

In re the Marriage of

Ann M. Plemons, n/k/a Ann M. Smith,

Appellee,

and

Gary Williams Plemons,

Appellant.

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

Division II
Opinion by JUDGE LIPINSKY
Dailey and Furman, JJ., concur

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

Court of Appeals No. 18CA0558
Arapahoe County District Court No. 14CV181
Honorable Charles M. Pratt, Judge

Dirkin Brown,

Plaintiff-Appellant,

v.

Sheridan Police Department,

Defendant-Appellee.

ORDER AFFIRMED

Division II
Opinion by JUDGE LIPINSKY
Dailey and Furman, JJ., concur

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

Court of Appeals No. 18CA0991
Larimer County District Court No. 16JV69
Honorable Gregory M. Lammons, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning A.H.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE FREYRE
Webb and Román, JJ., concur

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

Court of Appeals No. 18CA2360
Pueblo County District Court No. 18MH317
Honorable Jill S. Mattoon, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Aubrey Ellen Shomo,

Respondent-Appellant.

ORDER AFFIRMED

Division II
Opinion by JUDGE FURMAN
Dailey and Lipinsky, JJ., concur

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

Court of Appeals No. 19CA0035
Pueblo County District Court No. 18MH334
Honorable Jill S. Mattoon, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Ancus Marcius Bone,

Respondent-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE J. JONES
Terry and Grove, 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. 14CA1958

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joe Anthony Ramirez,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 15CA0507

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Marcus A. Perez,

Defendant-Appellant.

Opinion Modified and
Petition for Rehearing DENIED

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

Court of Appeals No. 15CA1441

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Luis Fernando Carrion,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 15CA1809

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Justin Ray Nooner,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 16CA1553

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Billy Edward Scott,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 18CA0301

Laron Donald,

Plaintiff-Appellant,

v.

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

Defendants-Appellees.

Petition for Rehearing DENIED

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

Court of Appeals No. 18CA1330

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Serenity Watson,

Defendant-Appellant.

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.