

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
September 16, 2021*

“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

[2021COA123](#)

Court of Appeals No. [20CA1726](#)
Adams County District Court No. 05DR1328
Honorable Kyle Seedorf, Judge

In re the Marriage of

Sergei B. Thomas,

Appellant,

and

Lydia M. Thomas,

Appellee.

APPEAL DISMISSED IN PART
AND ORDER AFFIRMED IN PART

Division III
Opinion by JUDGE TOW
Furman and Rothenberg*, JJ., concur

UNPUBLISHED OPINIONS

Court of Appeals No. 18CA1192
City and County of Denver District Court No. 17CR3953
Honorable Shelley I. Gilman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gary Darnell Finch,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 18CA2103
Jefferson County District Court No. 17CR2989
Honorable Philip J. McNulty, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Lisa Renee Midboe,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE DAILEY
Dunn and Kuhn, JJ., concur

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

Court of Appeals No. 19CA0377
Weld County District Court No. 16CR2192
Honorable Thomas J. Quammen, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Phillip Leroy Maestas, Jr.,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE DUNN
Dailey and Kuhn, JJ., concur

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

Court of Appeals No. 19CA0710
Jefferson County District Court No. 16CR2597
Honorable Randall C. Arp, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joseph Anthony Camp,

Defendant-Appellant.

ORDER AFFIRMED

Division III
Opinion by JUDGE FURMAN
Tow and Gomez, JJ., concur

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

Court of Appeals No. 19CA0837
Arapahoe County District Court No. 10CR1647
Honorable Frederick T. Martinez, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Dylan Lamar Hazelwood,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE TOW
J. Jones and Freyre, JJ., concur

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

Court of Appeals No. 19CA1640
Jefferson County District Court No. 14CR2848
Honorable Tamara S. Russell, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Matthew Robert Hickcox,

Defendant-Appellant.

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

Division V
Opinion by JUDGE TAUBMAN*
Johnson, J., concurs
J. Jones, J., concurs in part and dissents in part

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

Court of Appeals No. 19CA1678
El Paso County District Court Nos. 13CR1449 & 13CR1456
Honorable Thomas K. Kane, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Michael Cunningham,

Defendant-Appellant.

ORDER AFFIRMED

Division III
Opinion by JUDGE FURMAN
Tow and Gomez, JJ., concur

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

Court of Appeals No. 20CA0197
Arapahoe County District Court No. 87CR161
Honorable Ben L. Leutwyler III, 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 GRAHAM*
Dunn and Kuhn, JJ., concur

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

Court of Appeals No. 20CA0949
City and County of Denver District Court No. 11CR2173
Honorable Kenneth M. Laff, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ennio Z. Daniel,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE DAILEY
Dunn and Kuhn, JJ., concur

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

Court of Appeals No. 20CA1635
Douglas County District Court No. 19DR828
Honorable Donna Stewart, Magistrate

In re the Marriage of

Karen A. Eastman,

Appellant,

and

Mark Wade Eastman,

Appellee.

JUDGMENT VACATED AND CASE
REMANDED WITH DIRECTIONS

Division III
Opinion by JUDGE FURMAN
Tow and Rothenberg*, JJ., concur

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

Court of Appeals No. 20CA1949
Mesa County District Court No. 13DR724
Honorable Matthew D. Barrett, Judge

In re the Marriage of

Larry E. Griffis,

Appellee,

and

Janette Griffis, k/n/a Janette Romero,

Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 20CA2109
Kit Carson County District Court No. 18JV15
Honorable Stephanie M.G. Gagliano, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning V.A.N. and J.D.M.,

Appellants.

JUDGMENT AFFIRMED

Division VII
Opinion by CHIEF JUDGE BERNARD
Vogt* and Taubman*, JJ., concur

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

Court of Appeals No. 20CA2162
Adams County District Court No. 18JV135
Honorable Patrick H. Pugh, Judge

The People of the State of Colorado,

Appellee,

In the Interest of D.C-H., a Child,

and Concerning D.H. and C.C.,

Appellants.

JUDGMENT AFFIRMED

Division A
Opinion by JUSTICE MARTINEZ*
Bernard, C.J., and Hawthorne*, J., concur

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

Court of Appeals No. 21CA0080
Arapahoe County District Court No. 16JV205
Honorable Bonnie H. McLean, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of C.F., L.F., Bry. F., A.F., Bro. F., Children,

and Concerning F.H.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE FREYRE
J. Jones and Tow, JJ., concur

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

Court of Appeals No. 21CA0134
Adams County District Court No. 18JV419
Honorable Patrick H. Pugh, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning M.S.,

Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 21CA0152
Fremont County District Court No. 19JV58
Honorable Lynette M. Wenner, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning P.J.,

Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE TOW
J. Jones and Freyre, JJ., concur

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

Court of Appeals No. 21CA0203
Adams County District Court No. 19JV29
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning S.V.,

Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE NAVARRO
Grove and Davidson*, JJ., concur

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

Court of Appeals No. 21CA0220
City and County of Denver Juvenile Court No. 19JV1561
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Appellee,

In the Interest of S.J.G., Jr., a Child,

and Concerning K.V.,

Appellant.

JUDGMENT AFFIRMED

Division A
Opinion by JUDGE HAWTHORNE*
Bernard, C.J., and Martinez*, J., concur

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

Court of Appeals No. 21CA0278
Arapahoe County District Court No. 18JV868
Honorable Bonnie H. McLean, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning A.M.,

Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE VOGT*
Bernard, C.J., and Taubman*, J., concur

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

Court of Appeals No. 21CA0942
Pueblo County District Court No. 21MH205
Honorable Allison P. Ernst, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Christopher Andrew Morris,

Respondent-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE J. JONES
Grove and Johnson, JJ., concur

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

Court of Appeals No. 21CA1041
Pueblo County District Court No. 21MH221
Honorable Allison P. Ernst, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of

Levi Joe Ernest,

Respondent-Appellant.

ORDER AFFIRMED IN PART
AND REVERSED IN PART

Division I
Opinion by JUDGE DUNN
Dailey and Kuhn, JJ., concur

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

Court of Appeals No. 21CA1143
Las Animas County District Court No. 20JV1
Honorable Dawn M. Mann, Magistrate

The People of the State of Colorado,

Appellee,

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

and Concerning S.M.,

Appellant.

JUDGMENT VACATED AND CASE
REMANDED WITH DIRECTIONS

Division A
Fox, Welling, and Brown, JJ.
PER CURIAM

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. 18CA0464

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Constance Eileen Caswell,

Defendant-Appellant.

Petition for Rehearing DENIED

Court of Appeals No. 18CA1505

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Anthony Loya,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 18CA2015

The People of the State of Colorado,

Plaintiff-Appellee,

v.

John Salvadore Cruz,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 19CA1973

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jose Alba,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 20CA0851

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Aaron Enrique Arreola-Mora,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 20CA1680

In re the Marriage of

Benjamin John Stopera,

Appellant,

and

Stephenie Kaminski,

Appellee.

Petition for Rehearing DENIED

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

Court of Appeals No. 20CA2010

In re the Parental Responsibilities Concerning A.J., a Child,

and Concerning Jennifer Curley and Brian Curley,

Appellants,

and

Avery Workman and Nathan Joy,

Appellees.

Opinion Modified and
Petition for Rehearing DENIED

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

Court of Appeals No. 21CA0074

Jennifer Marshall,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Travelers Haven,
LLC,

Respondents.

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. 2020.