

ANNOUNCEMENTS
COLORADO COURT OF APPEALS
May 6, 2004

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P U B L I S H E D

O P I N I O N S

[Court of Appeals No. 02CA1076](#)

Arapahoe County District Court No. 98CV1565
Honorable Thomas C. Levi, Judge

Petition for Certiorari granted. See Supreme Court Case No. 04SC695, announced on February 21, 2006.

Carolyn A. Raleigh, Kevin P. Raleigh, and Kevin C. Raleigh,
Plaintiffs-Appellees and Cross-Appellants,

v.

Performance Plumbing and Heating, Inc., a Colorado corporation,
Defendant-Appellant and Cross-Appellee.

JUDGMENT AFFIRMED IN PART
AND REVERSED IN PART

Division III
Opinion by JUDGE KAPELKE
Roy and Carparelli, JJ., concur

[Court of Appeals No. 02CA1412](#)

Weld County District Court No. 01CR1244
Honorable J. Robert Lowenbach, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert Paul Goldfuss,

Defendant-Appellant.

JUDGMENT AND SENTENCE AFFIRMED

Division I

Opinion by JUDGE MARQUEZ

Taubman and Webb, JJ., concur

[Court of Appeals No. 02CA2302](#)

Boulder County District Court No. 02CV1249

Honorable Daniel C. Hale, Judge

Jeremy Bloom,

Plaintiff-Appellant,

v.

National Collegiate Athletic Association, an unincorporated
association; and Regents of the University of Colorado, a body
corporate,

Defendants-Appellees.

ORDER AFFIRMED

Division V

Opinion by JUDGE DAILEY

Vogt and Russel, JJ., concur

[Court of Appeals No. 02CA2495](#)

City and County of Denver District Court No. 02CV5556
Honorable Lawrence A. Manzanares, Judge

Gilbert R. Egle and Deborah Palm-Egle,

Plaintiffs-Appellants,

v.

City and County of Denver, a municipal corporation; et al.,
Defendants-Appellees.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE PICCONE
Rothenberg and Nieto, JJ., concur

[Court of Appeals No. 02CA2610](#)

Adams County District Court No. 88DR0799
Honorable C. Scott Crabtree, Judge

In re the Marriage of

Michelle Green, n/k/a Michelle Routzon,

Appellee,

and

Kenneth Green,

Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE VOGT
Dailey and Russel, JJ., concur

[Court of Appeals No. 03CA0072](#)

El Paso County District Court No. 00DR2825
Honorable Gilbert A. Martinez, Judge

In re the Marriage of

Leigh A. Haddad,

Appellee,

and

Joseph M. Haddad,

Appellant,

and Concerning El Paso County Child Support Enforcement Unit,

Intervenor-Appellee.

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

Division V
Opinion by JUDGE RUSSEL
Vogt and Dailey, JJ., concur

U N P U B L I S H E D

O P I N I O N S

Court of Appeals No. 01CA0019
Arapahoe County District Court No. 99CR2428
Honorable John P. Leopold, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Anthony David Shapiro,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE CASEBOLT
Graham and Loeb, JJ., concur

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

Court of Appeals No. 01CA1713
City and County of Denver District Court No. 00CR2018
Honorable Shelley I. Gilman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Hector Rodriguez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE WEBB
Marquez and Taubman, JJ., concur

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

Court of Appeals No. 02CA0894
City and County of Denver District Court Nos. 00CR1223 &
00CR2283
Honorable Joseph E. Meyer, III, Judge
Honorable Gloria A. Rivera, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Sherman Turner,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE MARQUEZ
Taubman and Webb, JJ., concur

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

Court of Appeals No. 02CA1008
--Jefferson County District Court No. 98CR1015
Honorable Frank Plaut, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gary Doyle,

Defendant-Appellant.

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

Division II
Opinion by JUDGE ROTHENBERG
Nieto and Piccone, JJ., concur

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

Court of Appeals No. 02CA1266
Jefferson County District Court No. 91CR583
Honorable Leland P. Anderson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Thien H. Nguyen,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE GRAHAM
Casebolt and Loeb, JJ., concur

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

Court of Appeals No. 02CA1445
El Paso County District Court Nos. 97CR3065 & 99CR1840
Honorable Theresa M. Cisneros, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Mark Allen McDonald,

Defendant-Appellant.

ORDER AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division A
Opinion by CHIEF JUDGE DAVIDSON
Pierce* and Criswell*, JJ., concur

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

Court of Appeals No. 02CA1510
City and County of Denver District Court No. 00CV5310
Honorable William D. Robbins, Judge

William Livermore,

Plaintiff-Appellant,

v.

Naomi R. Salzman,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division I

Opinion by JUDGE WEBB

Marquez and Taubman, JJ., concur

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

Court of Appeals No. 02CA1778

City and County of Denver District Court No. 02CR1819

Honorable Shelley I. Gilman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Antoinette Marie Martinez,

Defendant-Appellant.

ORDER AFFIRMED

Division V

Opinion by JUDGE RUSSEL

Vogt and Dailey, JJ., concur

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

Court of Appeals No. 02CA1864

Arapahoe County District Court No. 99DR1825

Honorable Juanita L. Rice, Judge

In re the Marriage of

Joan M. Strandjord,

Appellee,

and

Mark C. Strandjord,

Appellant.

ORDER REVERSED

Division I

Opinion by JUDGE WEBB

Marquez and Taubman, JJ., concur

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

Court of Appeals No. 02CA1865

City and County of Denver District Court No. 00CR3695

Honorable H. Jeffrey Bayless, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Lankford Wells, Jr.,

Defendant-Appellant.

APPEAL DISMISSED AND CASE
REMANDED WITH DIRECTIONS

Division A

Opinion by CHIEF JUDGE DAVIDSON

Pierce* and Criswell*, JJ., concur

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

Court of Appeals No. 02CA1938
Pueblo County District Court No. 96CR422
Honorable James H. Frasher, Jr., Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ray David Chavez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division A

Opinion by JUDGE PIERCE*

Davidson, C.J., and Criswell*, J., concur

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

Court of Appeals No. 02CA2081
Arapahoe County District Court No. 92CV2048
Honorable John P. Leopold, Judge

Jack J. Grynberg, et al.,

Plaintiffs-Appellants and Cross-Appellees,

v.

Agri Tech Inc., a Colorado corporation,

Defendant-Appellee and Cross-Appellant,

and

Morgan County Feeders, Inc., a Colorado corporation; et al.,

Defendants and Cross-Appellants.

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

Division V
Opinion by JUDGE RUSSEL
Vogt and Dailey, JJ., concur

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

Court of Appeals No. 02CA2261
El Paso County District Court No. 01CV2851
Honorable Thomas K. Kane, Judge

Michael Sean Edmond,

Plaintiff-Appellant,

v.

Sevo Miller, Inc., and New Dove Tree, L.P.,

Defendants-Appellees.

ORDER AFFIRMED

Division I
Opinion by JUDGE TAUBMAN
Marquez and Webb, JJ., concur

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

Court of Appeals No. 02CA2356
City and County of Denver District Court No. 01CR4207
Honorable Morris B. Hoffman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Kenneth Johnson,
Defendant-Appellant.

SENTENCE AFFIRMED

Division A
Opinion by JUDGE CRISWELL*
Davidson, C.J., and Pierce*, J., concur

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

Court of Appeals No. 02CA2441
City and County of Denver District Court No. 01DR2315
Honorable Joseph E. Meyer, III, Judge

In re the Marriage of

Mark Brannon,

Appellant,

and

Leslie Vera-Brannon,

Appellee.

JUDGMENT AFFIRMED

Division A
Opinion by JUDGE PIERCE*
Davidson, C.J., and Criswell*, J., concur

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

Court of Appeals No. 02CA2472
El Paso County District Court No. 98CR2134
Honorable G. David Miller, Jr., Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gary Gerard Grimes,

Defendant-Appellant.

ORDER AFFIRMED

Division A

Opinion by CHIEF JUDGE DAVIDSON
Pierce* and Criswell*, JJ., concur

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

Court of Appeals No. 03CA0094

City and County of Denver District Court No. 97CR411

Honorable Shelley I. Gilman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Reyes Torres,

Defendant-Appellant.

ORDER AFFIRMED

Division IV

Opinion by JUDGE CASEBOLT
Graham and Loeb, JJ., concur

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

Court of Appeals No. 03CA0134

Larimer County District Court No. 94CR921

Honorable James H. Hiatt, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Wilson Lopez,

Defendant-Appellant.

ORDER AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division A
Opinion by JUDGE PIERCE*
Davidson, C.J., and Criswell*, J., concur

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

Court of Appeals No. 03CA0297
Las Animas County District Court No. 00CR192
Honorable George A. Newnam, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Lawrence A. Alfonso,

Defendant-Appellant.

ORDER AFFIRMED

Division A
Opinion by JUDGE PIERCE*
Davidson, C.J., and Criswell*, J., concur

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

Court of Appeals No. 03CA0319

Baca County District Court No. 01CV30
Honorable Stanley A. Brinkley, Judge

Springfield Cooperative Sales Company,

Plaintiff-Appellant,

v.

William Greathouse,

Defendant-Appellee.

JUDGMENT AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division II
Opinion by JUDGE ROTHENBERG
Nieto and Piccone, JJ., concur

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

Court of Appeals No. 03CA0400
Crowley County District Court No. 97CR27
Honorable M. Jon Kolomitz, Judge
Honorable Bob Blackburn, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Dennis Patrick Glick,

Defendant-Appellant.

ORDER AFFIRMED

Division A
Opinion by JUDGE CRISWELL*
Davidson, C.J., and Pierce*, J., concur

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

Court of Appeals No. 03CA0817
La Plata County District Court No. 02PR78
Honorable David L. Dickinson, Judge

In the Matter of the Estate of Ralph D. Johnston, Deceased.

C. Christine Johnston,

Claimant-Appellant,

v.

Denise Smith and Teri Candelaria,

Co-Personal Representatives-Appellees.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division II
Opinion by JUDGE NIETO
Rothenberg and Piccone, JJ., concur

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

Court of Appeals No. 03CA0994
Adams County District Court No. 01JV469
Honorable Chris Melonakis, Judge

The People of the State of Colorado,

In the Interest of J.B., a Child

Upon Petition of the Adams County Department of Human Services,

Petitioner-Appellee,

and Concerning J.B.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE CASEBOLT
Graham and Loeb, JJ., concur

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

Court of Appeals No. 03CA1044
City and County of Denver District Court No. 86CR1247
Honorable Gloria A. Rivera, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James A. Childs,

Defendant-Appellant.

ORDER AFFIRMED

Division B
Davidson, C.J., Graham and Carparelli, JJ.
PER CURIAM

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

Colorado Court of Appeals No. 03CA1186
Industrial Claim Appeals Office of the State of Colorado
WC No. 4-539-304

Thomas Harnish,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado, Fort

Drilling, LLC, and Pinnacol Assurance,

Respondents.

ORDER AFFIRMED

Division II
Opinion by JUDGE PICCONE
Rothenberg and Nieto, JJ., concur

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

Court of Appeals No. 03CA1226
El Paso County District Court No. 99JV841
Honorable David A. Gilbert, Judge

The People of the State of Colorado,

In the Interest of J.V., L.V., A.V., N.M., and G.M., Children,

Upon the Petition of the El Paso County Department of Human Services,

Petitioner-Appellee,

and Concerning M.V. and M.V.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE GRAHAM
Casebolt and Loeb, JJ., concur

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

Court of Appeals No. 03CA1488
Industrial Claim Appeals Office of the State of Colorado
WC No. 4-532-2481

Thomas Grisbaum,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado, Foodmark
Stores, Inc., d/b/a Cub Foods, and Pinnacol Assurance,

Respondents.

ORDER AFFIRMED

Division A
Opinion by CHIEF JUDGE DAVIDSON
Rothenberg and Taubman, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 25(f)

Court of Appeals No. 03CA1736
Industrial Claim Appeals Office of the State of Colorado
DD No. 11180-2003

James A. Gukeisen,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Multimedia
Holdings Corporation Fort Collins Newspaper,

Respondents.

ORDER AFFIRMED

Division B
Davidson, C.J., Graham and Carparelli, JJ.
PER CURIAM

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

Court of Appeals No. 03CA2462
Industrial Claim Appeals Office of the State of Colorado

DD No. 23196-2003

Nancy M. Byers,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Volt
Management, Inc.,

Respondents.

ORDER AFFIRMED

Division B
Davidson, C.J., Graham and Carparelli, JJ.
PER CURIAM

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

Court of Appeals No. 03CA2526

Industrial Claim Appeals Office of the State of Colorado
DD No. 22152-2003

Rose M. Romero,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado, Hyatt
Corporation/Hyatt Regency Denver, and Hyatt Regency,

Respondents.

ORDER AFFIRMED

Division B
Davidson, C.J., Graham and Carparelli, JJ.
PER CURIAM

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

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. 01CA1311

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Miguel Urtusvastegui,

Defendant-Appellant.

Opinion Modified, and as Modified,
Petition for Rehearing DENIED

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

Court of Appeals No. 02CA0282

In re the Marriage of

John Jacobsen,

Appellant,

and

Nicole Jacobsen, n/k/a Nicole Smith Bird,

Appellee.

Petition for Rehearing DENIED

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

[Court of Appeals No. 02CA0527](#)

The People of the State of Colorado,

Plaintiff-Appellee,

v.

William Merlin Rawson,

Defendant-Appellant.

Opinion Modified, and As Modified,
Petition for Rehearing DENIED

Court of Appeals No. 02CA1252

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Billy Joe Lopez,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 02CA1621

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Hormoz Pourat,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 03CA0311

Gregory S. Artz,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado, Schwan's
Sales Enterprises, and Continental Casualty Company,

Respondents.

Petition for Rehearing DENIED

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

Court of Appeals No. 03CA1356

John Ellis,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado, All American
Home of Colorado, Inc., and Coachman Industries, Inc.,

Respondents.

Petition for Rehearing DENIED

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

*Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2003.