

**CASE ANNOUNCEMENTS  
COLORADO SUPREME COURT  
MONDAY, APRIL 15, 2013**

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"Slip opinions" are the opinions delivered by the Supreme Court Justices and are subject to modification, rehearing, withdrawal, or clerical corrections. Modifications to previously posted opinions will be linked to the case number in the petition for rehearing section the day the changes are announced.

Click on the case number to view the opinion in pdf format.

**OPINIONS**

**Supreme Court of the State of Colorado  
2 East 14<sup>th</sup> Avenue • Denver, Colorado 80203**

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**[2013 CO 25](#)**

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**[Supreme Court Case No. 12SA287](#)**

*Original Proceeding Pursuant to C.A.R. 21*  
District Court, City and County of Denver, Case No. 11CV2063  
Honorable Herbert L. Stern, III, Judge

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**In Re:**

**Plaintiffs:**

Gateway Logistics, Inc. and Gateway Freight Solutions, Inc.,

v.

**Defendants:**

Christopher Patrick Smay; Republic Cargo, a Colorado corporation; and Republic Freight,  
L.L.C., a Colorado corporation.

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**Rule Made Absolute**

*en banc*

**CHIEF JUSTICE BENDER** delivered the Opinion of the Court.

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**PETITIONS FOR REHEARING**

NONE

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**PETITIONS FOR WRIT OF CERTIORARI**

No. 12SC427  
Court of Appeals Case Nos. 11CA64 & 11CA202

**Petitioner/Cross-Respondent:**

Clear the Bench Colorado,  
v.

**Respondent/Cross-Petitioner:**

Colorado Ethics Watch.

Petition and Cross-Petition for Writ of Certiorari DENIED. EN BANC.

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No. 12SC524  
Court of Appeals Case No. 09CA407

**Petitioner:**

Nicholas Foster,  
v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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No. 12SC637  
Court of Appeals Case No. 10CA726

**Petitioners:**

Larry DeMarco and Patrick DeMarco,  
v.

**Respondent:**

Broadway Dodge, Inc.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE MÁRQUEZ would grant as to the following issue:

Whether a deceptive trade practice contained within the “Specific Provisions” of the Colorado Consumer Protection Act requires a separate showing of public impact.

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No. 12SC679  
Court of Appeals Case No. 10CA2467

**Petitioner/Cross-Respondent:**

Tomas Gonzales,  
v.

**Respondents/Cross-Petitioners:**

Cannon Cochran Management Services, Inc., a/k/a CCMSI, f/k/a Occupational Healthcare Management Services, Inc., a/k/a OHMS; and Shirin Chowdhury.

Petition and Cross-Petition for Writ of Certiorari DENIED. EN BANC.

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No. 12SC761  
Douglas County District Court Case No. 11CV1521

**Petitioner:**

Kenneth Glen,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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No. 13SC186  
Court of Appeals Case No. 12CA1898

**Petitioner:**

B.K.,

v.

**Respondent:**

The People of the State of Colorado,  
In the Interest of Minor Child, A.K.

Petition for Writ of Certiorari DENIED. EN BANC.

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No. 13SC190  
Court of Appeals Case No. 12CA2047

**Petitioner:**

A.C.,

v.

**Respondent:**

The People of the State of Colorado,  
In the Interest of Minor Children, A.C. and A.C.

Petition for Writ of Certiorari DENIED. EN BANC.

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