

**CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, APRIL 13, 2015**

"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

The Supreme Court of the State of Colorado
2 East 14th Avenue • Denver, Colorado 80203

[2015 CO 24](#)

[Supreme Court Case No. 13SC545](#)
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 12CA451

Petitioner:

Barbara Jordan,

v.

Respondent:

Panorama Orthopedics & Spine Center, PC.

Judgment Affirmed
en banc

JUSTICE MÁRQUEZ delivered the Opinion of the Court.

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The Supreme Court of the State of Colorado
2 East 14th Avenue • Denver, Colorado 80203

[2015 CO 25](#)

[Supreme Court Case No. 13SC382](#)
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 11CA363

Petitioner:

Westin Operator, LLC,

v.

Respondents:

Jillian Groh, individually, and by and through her guardians and conservators,
William Groh and Janelle Groh.

Judgment Affirmed
en banc

JUSTICE HOOD delivered the Opinion of the Court.
JUSTICE EID dissents, and **JUSTICE COATS** joins in the dissent.

*CASE ANNOUNCEMENTS
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PETITIONS FOR REHEARING

NONE

GRANTED ORIGINAL PROCEEDINGS PURSUANT TO C.A.R. 21

NONE

PETITIONS FOR WRIT OF CERTIORARI

No. 14SC276
Court of Appeals Case No. 12CA1391

Petitioner:

Wesley James Marymee,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 14SC292
Court of Appeals Case No. 13CA0574

Petitioner:

Australia Unlimited, Inc., a Washington corporation,

v.

Respondent:

Crocs, Inc., a Colorado corporation.

Petition for Writ of Certiorari DENIED. EN BANC.

**CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, APRIL 13, 2015**

No. 14SC486
Court of Appeals Case No. 11CA1800

Petitioner:

Daniel Ray Prescott,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 14SC509
Court of Appeals Case No. 12CA2551

Petitioner:

Margarita Madrigal, individually and as next friend to the minor children, M.M.,
R.M.M., and J.M.,

v.

Respondents:

City of Aurora and Juan Guzman, in his official capacity as Records Clerk for the City of
Aurora.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 14SC578
Douglas County District Court Case No. 13CV30571

Petitioners:

Dean Schrader and Kenneth Elliott,

v.

Respondents:

George Botsonis and Kerri Botsonis.

Petition for Writ of Certiorari DENIED. EN BANC.

CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, APRIL 13, 2015

No. 14SC615
Court of Appeals Case Nos. 13CA717, 13CA718

Petitioner:

Julie Barnes; William Harriman; and Lake Chalet Owners Association, Inc.;

v.

Respondent:

Amber Homes, Inc., a Colorado corporation; Amber Communities, Inc., a Colorado corporation; Amber Properties, Inc.; and Jim Harmon, an individual.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 14SC836
Court of Appeals Case No. 12CA1148

Petitioner:

Earnest T. Turner,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 14SC848
Court of Appeals Case No. 09CA134

Petitioner:

Raymond Betz,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, APRIL 13, 2015

No. 14SC1045
Court of Appeals Case No. 13CA2280

In the Interest of Minor Children: Baby A and Baby B,

Petitioners:

T.W., and A.W.,
and

Petitioner:

Adoption Choices of Colorado, Inc.,
v.

Respondent:

M.C.

Petitions for Writ of Certiorari GRANTED and Order issued on April 9, 2015.

EN BANC.

JUSTICE MÁRQUEZ does not participate.

Summary of Issues:

[REFRAMED] Whether the court of appeals erred in its application of a special presumption in favor of the birth father to Colorado's statutory procedure and criteria for termination of parental rights set forth in section 19-5-105, C.R.S. (2014).

[REFRAMED] Whether the court of appeals erred in holding that adoptive parents had no cognizable rights or interests in this action.

Whether the court of appeals erred in holding that the trial court abused its discretion in only considering biological father's one payment of child support during a three-month period in determining whether he has taken "substantial responsibility" for the children.

Whether the court of appeals erred in failing to consider the needs and interests of the children in its analysis and interpretation of section 19-5-105, C.R.S. (2014).

DENIED AS TO ALL OTHER ISSUES.

CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, APRIL 13, 2015

No. 15SC118
Court of Appeals Case No. 14CA684

Petitioners:

M.E.C.L. and R.G.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Children: C.S.G.C., G.S.G.C., and A.G.G.C.

Petitions for Writ of Certiorari DENIED. EN BANC.

No. 15SC186
Court of Appeals Case No. 14CA1020

Petitioner:

C.M.-E.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child: E.A.C.M.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 15SC196
Court of Appeals Case No. 14CA1814

Petitioner:

C.J.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Children: S.J. and B.S.

Petition for Writ of Certiorari DENIED. EN BANC.
