

**CASE ANNOUNCEMENTS  
COLORADO SUPREME COURT  
MONDAY, JUNE 5, 2017**

"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.

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**OPINIONS**

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**[2017 CO 58](#)**

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**[Supreme Court Case No. 14SC699](#)**  
*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 11CA1936

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**Petitioner:**

The People of the State of Colorado,

v.

**Respondent:**

Priscilla Ann Rock.

**Judgment Reversed**

*en banc*

JUSTICE COATS delivered the Opinion of the Court.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

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[2017 CO 59](#)

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[Supreme Court Case No. 15SC421](#)

*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 10CA1993

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**Petitioner/Cross-Respondent:**

Parish Ramon Carter,

v.

**Respondent/Cross-Petitioner:**

The People of the State of Colorado.

**Judgment Affirmed**

*en banc*

JUSTICE COATS delivered the Opinion of the Court.

JUSTICE HOOD dissents, and JUSTICE GABRIEL joins in the dissent.

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[2017 CO 60](#)

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[Supreme Court Case No. 15SC470](#)

*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 14CA49

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**Petitioner:**

The People of the State of Colorado,

v.

**Respondent:**

Oswaldo Corrales-Castro.

**Judgment Reversed**

*en banc*

JUSTICE EID delivered the Opinion of the Court.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

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[2017 CO 61](#)

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[Supreme Court Case No. 14SC957](#)

*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 12CA2635

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**Petitioner:**

Jose Sabino Espino-Paez,

v.

**Respondent:**

The People of the State of Colorado.

**Judgment Affirmed**

*en banc*

JUSTICE EID delivered the Opinion of the Court.

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[2017 CO 62](#)

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[Supreme Court Case No. 15SC511](#)

*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 14CA534

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**Petitioner:**

Edgar Zafiro-Guillen,

v.

**Respondent:**

The People of the State of Colorado.

**Judgment Affirmed**

*en banc*

JUSTICE EID delivered the Opinion of the Court.

JUSTICE GABRIEL does not participate.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

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[2017 CO 63](#)

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[Supreme Court Case No. 15SC568](#)

*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 14CA524

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**Petitioner:**

The People of the State of Colorado,

v.

**Respondent:**

Eloisa Roman.

**Judgment Reversed**

*en banc*

JUSTICE EID delivered the Opinion of the Court.

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[2017 CO 64](#)

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[Supreme Court Case No. 15SC901](#)

*C.A.R. 50 Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 14CA1405  
Boulder County District Court Case No. 1990CR313  
Honorable Patrick Butler, Judge

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**Petitioner:**

Jesus Flores-Heredia,

v.

**Respondent:**

The People of the State of Colorado.

**Judgment Affirmed**

*en banc*

JUSTICE EID delivered the Opinion of the Court.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

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[2017 CO 65](#)

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[Supreme Court Case No. 17SA28](#)

*Interlocutory Appeal from the District Court*

Montrose County District Court Case No. 15CR351

Honorable Mary E. Deganhart, Judge

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**Plaintiff-Appellant:**

The People of the State of Colorado,

v.

**Defendant-Appellee:**

Bernard James Shoen.

**Order Reversed**

*en banc*

JUSTICE BOATRIGHT delivered the Opinion of the Court.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

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[2017 CO 66](#)

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[Supreme Court Case No. 14SC31](#)

*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 10CA2358

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**Petitioner:**

Adam Michael Teague,

v.

**Respondent:**

The People of the State of Colorado.

**Judgment Affirmed**

*en banc*

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[Supreme Court Case No. 14SC858](#)

*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 11CA1934

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**Petitioner:**

The People of the State of Colorado,

v.

**Respondent:**

Bobby Nicky Rogers.

**Judgment Reversed**

*en banc*

JUSTICE HOOD delivered the Opinion of the Court.

JUSTICE GABRIEL does not participate.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

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[2017 CO 67](#)

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[Supreme Court Case No. 13SC903](#)

*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 10CA634

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**Petitioner:**

Ignacio Ray Rael,

v.

**Respondent:**

The People of the State of Colorado.

**Judgment Affirmed**

*en banc*

JUSTICE GABRIEL delivered the Opinion of the Court.

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[2017 CO 68](#)

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[Supreme Court Case No. 14SC890](#)

*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 13CA752

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**Petitioner:**

State Farm Mutual Automobile Insurance Company,

v.

**Respondent:**

Brian K. Johnson.

**Judgment Reversed**

*en banc*

JUSTICE GABRIEL delivered the Opinion of the Court.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

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[2017 CO 69](#)

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[Supreme Court Case No. 15SC508](#)

*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 14CA1154

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**Petitioner:**

Vallagio at Inverness Residential Condominium Association, Inc.

v.

**Respondents:**

Metropolitan Homes, Inc., a Colorado corporation; Metro Inverness, LLC, a Colorado limited liability company; Greg Krause, individually; and Peter Kudla, individually.

**Judgment Affirmed**

*en banc*

JUSTICE GABRIEL delivered the Opinion of the Court.

JUSTICE MÁRQUEZ dissents, and JUSTICE COATS joins in the dissent.

**PETITIONS FOR REHEARING**

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2017 CO 39

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**Supreme Court Case No. 16SC366**

*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 15CA346

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**Petitioner:**

Scott E. Foster,

v.

**Respondent:**

John E. Plock.

Petitions for Rehearing DENIED. EN BANC.



*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**GRANTED PETITIONS FOR WRIT OF CERTIORARI**

NONE

**DENIED PETITIONS FOR WRIT OF CERTIORARI**

**No. 16SC417, Court of Appeals Case No. 11CA846**

**Petitioner:**

Shun Birch,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 16SC440, Court of Appeals Case No. 11CA2579**

**Petitioner:**

Jerry D. Snider, Jr.,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 16SC490, Court of Appeals Case No. 13CA1411**

**Petitioner:**

Arnessa Estella Hernandez,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 16SC575, Court of Appeals Case No. 13CA2379**

**Petitioner:**

Jacob Michael Carlock,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 16SC621, Court of Appeals Case No. 13CA2191**

**Petitioner:**

Keenan Clark Miller,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 16SC842, Court of Appeals Case No. 12CA2507**

**Petitioner:**

Draton Philip Mares,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 16SC867, Court of Appeals Case No. 14CA493**

**Petitioner:**

Norberto Abundez,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 16SC921, Court of Appeals Case No. 13CA1158**

**Petitioner:**

Johnny D. Robinson,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 16SC925, Court of Appeals Case No. 14CA2256**

**Petitioner:**

Rick Von Hahn,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 16SC933, Court of Appeals Case No. 14CA2391**

**Petitioner:**

Jahmal Ali Price,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 16SC948, Court of Appeals Case No. 13CA1210**

**Petitioner:**

Jessica Christine Williams,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 16SC960, Court of Appeals Case No. 14CA1956**

**Petitioner:**

Marcus Gardner,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 16SC980, Jefferson County Court Case No. 16CV30358**

**Petitioner:**

Stephen Stampka,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 16SC984, Court of Appeals Case No. 14CA651**

**Petitioner:**

Kenneth Levi Dutcher,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 16SC988, Court of Appeals Case No. 15CA2159**

**Petitioner:**

Celestino Quintana,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 16SC991, Court of Appeals Case No. 14CA379**

**Petitioner:**

Michael Richard Woodard,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 16SC997, Court of Appeals Case No. 14CA849**

**Petitioner/Cross-Respondent:**

Douglas Piggee,

v.

**Respondent/Cross-Petitioner:**

The People of the State of Colorado.

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

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**No. 17SC37, Court of Appeals Case No. 16CA988**

**Petitioner:**

Samuel V. Martinez,

v.

**Respondent:**

Colorado Department of Corrections.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC38, Court of Appeals Case No. 14CA1126**

**Petitioner:**

Pedro Ruperto Mercado,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE MÁRQUEZ does not participate.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 17SC44, Court of Appeals Case No. 14CA1338**

**Petitioner:**

James Hayes,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC49, Court of Appeals Case No. 15CA1401**

**Petitioner:**

Michael Hartmann, d/b/a Turtle Tile,

v.

**Respondent:**

East Co. Interiors, Inc.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC57, Court of Appeals Case No. 15CA95**

**In re the Marriage of**

**Petitioner:**

Renate Behrens,

and

**Respondent:**

Suzanne Behrens, as personal representative of the Estate of Edgar Behrens.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC63, Court of Appeals Case No. 15CA701**

**Petitioner:**

Jackie McConnell,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 17SC88, Court of Appeals Case No. 14CA1228**

**Petitioner:**

Steven J. Calton,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC97, Court of Appeals Case No. 15CA2022**

**Petitioner:**

Gregory Paul Frye,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC98, El Paso County District Court Case No. 16CV30932**

**Petitioner:**

Nicolas Trusilo,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC131, Court of Appeals Case No. 16CA120**

**Petitioner:**

Arlin Dressel,

v.

**Respondents:**

Colorado Department of Revenue and Eugene Tiell.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE MÁRQUEZ does not participate.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 17SC135, Court of Appeals Case No. 13CA298**

**Petitioner:**

Theodore Israel Madrid,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC142, Court of Appeals Case No. 15CA1663**

**In the Matter of: L.B.**

**Petitioner:**

Edite Dusalijeva,

v.

**Respondents:**

Mara B. Blumberg, Wallace L. White, Dace Carlin, and Dane Carlin.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC143, Court of Appeals Case No. 14CA356**

**Petitioner:**

Tony J. Dotson,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC145, Court of Appeals Case No. 14CA1109**

**Petitioner:**

Ezamika Brown,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE BOATRIGHT does not participate.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 17SC156, Court of Appeals Case No. 14CA962**

**Petitioner:**

Christopher Shawn Mize,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC159, Court of Appeals Case No. 13CA1434**

**Petitioner:**

Johanna Colleen Daley,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC160, Court of Appeals Case No. 16CA61**

**Respondent:**

The People of the State of Colorado,

**In the Interest of**

**Petitioner:**

J.K.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC162, Court of Appeals Case No. 14CA565**

**Petitioner:**

Paul Acuna,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 17SC163, Court of Appeals Case No. 14CA434**

**Petitioner:**

Demetrius Trujillo,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC171, Court of Appeals Case No. 13CA1601**

**Petitioner:**

Jose Luis Vasquez,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC184, Court of Appeals Case No. 13CA1157**

**Petitioner:**

Benjamin Torres Galvan,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC185, Court of Appeals Case No. 14CA2154**

**Petitioner:**

Chris Darren Mackey,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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