

**CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, FEBRUARY 13, 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.

OPINIONS

NONE

PETITIONS FOR REHEARING

NONE

ORIGINAL PROCEEDING PURSUANT TO C.A.R.21

17SA20, In re Bailey v. Hermacinski

Routt County District Court Case No. 16CV30089

Order to Show Cause issued on February 9, 2017

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

GRANTED PETITIONS FOR WRIT OF CERTIORARI

No. 16SC413, Court of Appeals Case No. 14CA1559

Petitioner:

David R. Calvert,

v.

Respondents:

Diane L. Mayberry, a/k/a Diane Marie Laba-Mayberry, and
Desiree L. Mayberry.

Petition for Writ of Certiorari GRANTED. EN BANC.

[REFRAMED ISSUE] Whether the doctrine of issue preclusion can bar a disbarred attorney from relitigating in a civil suit against his former client factual issues decided by the attorney disciplinary hearing board, and whether the hearing board's finding that the attorney-plaintiff violated Rule 1.8(a) of the Colorado Rules of Professional Conduct constitutes a factual issue for purposes of issue preclusion.

[REFRAMED ISSUE] Whether a contract between an attorney and his client that was formed in violation of Rule 1.8(a) of the Colorado Rules of Professional Conduct is void as against public policy.

[REFRAMED ISSUE] Whether sanctions against the attorney for groundless and frivolous litigation stand.

DENIED AS TO ALL OTHER ISSUES

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 16SC216, Court of Appeals Case No. 13CA440

Petitioner/Cross-Respondent:

The People of the State of Colorado,

v.

Respondent/Cross-Petitioner:

Jason Scott Miller.

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

No. 16SC346, Court of Appeals Case No. 12CA1769

Petitioner:

Randal Edward Arnold,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 16SC415, Court of Appeals Case No. 11CA2535

Petitioner:

Willie Clark,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 16SC435, Court of Appeals Case No. 14CA12

Petitioner:

Joseph Douglas, III,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 16SC658, Court of Appeals Case No. 14CA2137

Petitioner:

James Jerome Barry,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 16SC757, Court of Appeals Case No. 16CA464

Petitioner:

Diane Sigler,

v.

Respondent:

Erick Spory.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 16SC762, Court of Appeals Case No. 14CA1666

Petitioner:

Daniel Barrett Swecker,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 16SC790, Court of Appeals Case No. 14CA662

Petitioner:

Leland Jerome Hebert,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 16SC860, Court of Appeals Case No. 15CA146

In re the Marriage of

Petitioner:

Patricia Stanton Brown,

and

Respondent:

Bruce Ivan Brown.

Petition for Writ of Certiorari DENIED. EN BANC.
