

**CASE ANNOUNCEMENTS  
COLORADO SUPREME COURT  
MONDAY, AUGUST 20, 2018**

"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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**GRANTED PETITIONS FOR WRIT OF CERTIORARI**

**No. 18SC186, Court of Appeals Case No. 16CA1901**

**Petitioner:**

Town of Breckenridge, Colorado,

v.

**Respondents:**

Egencia, LLC; Expedia, Inc.; Hotels.com GP, LLC; Hotwire, Inc.; Internetwork Publishing Corporation d/b/a Lodging.com; Lowestfare.com, Inc.; Orbitz, Inc.; Orbitz, LLC; Priceline.com, Incorporated; Site59.com, LLC; Travelnow.com, LP; Travelport, Inc. f/k/a Cendant Travel Distribution Services Group, Inc.; Travelscape, LLC.; Travelweb, LLC.; and Trip Network, Inc. d/b/a Cheaptickets.com.

Petition for Writ of Certiorari GRANTED. EN BANC.  
JUSTICE HART does not participate.

[REFRAMED] Whether the court of appeals erred in holding that the online travel companies are not required to collect the Town of Breckenridge's accommodation tax from their customers under the town's town code.

DENIED AS TO ALL OTHER ISSUES.

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**DENIED PETITIONS FOR WRIT OF CERTIORARI**

**No. 17SC549, Court of Appeals Case No. 15CA1877**

**Petitioner:**

Robby A. Eskanos,

v.

**Respondents:**

Nationstar Mortgage, LLC, and Mortgage Specialists International, LLC.

Petition for Writ of Certiorari DENIED. EN BANC.  
JUSTICE MÁRQUEZ does not participate.

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**No. 17SC555, Court of Appeals Case No. 10CA587**

**Petitioner:**

Eduardo Dejesus Perez,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC666, Court of Appeals Case No. 14CA2272**

**Petitioner:**

John P. Munilla,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC704, Court of Appeals Case No. 14CA2041**

**Petitioner:**

Ronald Laroy Lewis,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC718, Court of Appeals Case No. 14CA1797**

**Petitioner:**

Spencer Bradley Newman,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC731, Court of Appeals Case No. 14CA586**

**Petitioner:**

Michael Alexander Camarigg,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC748, Court of Appeals Case No. 16CA1031**

**Petitioner:**

Andrew Charles Nardello,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC822, Court of Appeals Case No. 15CA1082**

**Petitioner:**

Roy Lynn Holley,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 17SC826, Court of Appeals Case No. 14CA2415**

**Petitioner:**

Sir Kevin Eric Williams,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC32, Court of Appeals Case No. 15CA1639**

**Petitioner:**

Trevor Jay Stephens,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC39, Jefferson County District Court Case No. 17CV30381**

**Petitioner:**

Kris Chupka,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC42, District Court, City and County of Denver Case No. 16CV30434**

**Petitioner:**

Eric Verlo,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC61, Court of Appeals Case No. 14CA2309**

**Petitioner:**

Corena Sue Bales,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC66, Court of Appeals Case No. 14CA475**

**Petitioner:**

Randy Wayne McNamara,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC71, Court of Appeals Case No. 16CA2112**

**Petitioner:**

C. Bradley Keirnes,

v.

**Respondents:**

Waste Management of Colorado, Inc., a Colorado corporation; and Waste Management Holdings, Inc., a Delaware corporation.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC115, Court of Appeals Case No. 15CA745**

**Petitioner:**

Lawrence M. Hart,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC

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**No. 18SC119, Court of Appeals Case No. 14CA1132**

**Petitioner:**

Herman Leon Hallman, Jr.,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC122, District Court, City and County of Denver Case No. 16CV32683**

**Petitioner:**

Meladee Paro,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC139, Court of Appeals Case No. 16CA584**

**Petitioner:**

Travis Edward Sandlin,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC141, Court of Appeals Case No. 16CA1898**

**Petitioners:**

South Pueblo Medical Investors, Ltd. d/b/a Life Care Center of Pueblo; and Life Care Centers of America, Inc.,

v.

**Respondent:**

George Alcon, individually and as personal representative of the estate of Sophia Maria Alcon.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE MÁRQUEZ does not participate.

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**No. 18SC143, Court of Appeals Case No. 16CA2050**

**Petitioners:**

Terry K. Vickery; and TKV Consulting, a/k/a TKV Consulting, Inc.,  
v.

**Respondents:**

Myles Sherman and Terrell Sherman.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC148, Court of Appeals Case No. 16CA778**

**Petitioner:**

Terry E. Owen,  
v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC156, Court of Appeals Case No. 16CA2104**

**Petitioner:**

Rickey Airth,  
v.

**Respondent:**

Zurich American Insurance Company, an Illinois corporation.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC157, Park County District Court Case Nos. 2017CV30052 & 2017CV30053**

**Petitioner:**

Patricia Roberts,  
v.

**Respondent:**

Steve Kitterman.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 18SC196, Court of Appeals Case No. 15CA618**

**Petitioner:**

Afrow Spade Stidham,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC206, Adams County District Court Case No. 17CV30935**

**Petitioner:**

Wendy Goetz,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC213, Court of Appeals Case No. 15CA429**

**Petitioner:**

Sergio Salgado,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC221, Court of Appeals Case No. 17CA1178**

**Petitioner:**

Eric Sutherland,

v.

**Respondent:**

Poudre School District R-1.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC229, Court of Appeals Case No. 16CA952**

**Petitioner:**

Gene E. Aviles,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC238, Court of Appeals Case No. 16CA649**

**Petitioner:**

Eric Morales,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC244, Court of Appeals Case No. 16CA1855**

**In re the Marriage of**

**Petitioner:**

Isaac Matthew Tibbetts,

and

**Respondent:**

Colleen Jeanette Brennan-Tibbetts.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC246, Court of Appeals Case No. 16CA817**

**Petitioner:**

RegScan, Inc.,

v.

**Respondent:**

Dorsey & Whitney, LLP.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC248, Arapahoe County District Court No. 18CV35**

**Petitioner:**

Abubaker I. Omar,

v.

**Respondent:**

Aurora Municipal Court.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC253, Archuleta County District Court Case No. 17CV30061**

**Petitioner:**

Carlos Presiliano Silva,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC257, Court of Appeals Case No. 15CA1269**

**Petitioner:**

Richard Henry Threlkeld,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC258, Court of Appeals Case No. 15CA1802**

**Petitioner:**

Justin Jay Hatfield,

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. 18SC260, Court of Appeals Case No. 16CA108**

**Petitioner:**

Daniel John Stetzel,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC261, Court of Appeals Case No. 16CA1945**

**Petitioner:**

Ivan Palacios-Miranda,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC262, Court of Appeals Case No. 14CA1842**

**Petitioner:**

Isaiah Joseph Lucero,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC263, Court of Appeals Case No. 16CA1820**

**Petitioner:**

Nadine Montoya,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC264, Court of Appeals Case No. 17CA64**

**Petitioner:**

Robert Klein,

v.

**Respondent:**

Centennial Ranch and Aspen Mountain Ranch Association (CRAMRA).

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC265, Court of Appeals Case No. 16CA906**

**Petitioner:**

Norman Earl McBride,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC266, Court of Appeals Case No. 14CA1748**

**Petitioner:**

Nathan Chris Pasquale,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC271, Court of Appeals Case No. 16CA492**

**Petitioner:**

Robert Dean Griffis,

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. 18SC274, Court of Appeals Case No. 17CA870**

**Petitioner:**

Nathan Daniel Knuth,

v.

**Respondents:**

Randall C. Arp, Judge; Rick Raemisch, Executive Director of the Colorado Department of Corrections; Brandon Shaffer; Evangeline Graziano; Kaushiki Chowdhury; State of Colorado; Allison Foley; Steve Jensen; Kate Knowles; County of Jefferson; Jefferson County District Attorney's Office; Peter Wier; Martha Eskesen; James Aber; City of Golden; Colorado Department of Corrections; Colorado State Board of Parole; Division of Adult Parole; Jefferson County Combined Courts; Office of the Colorado Public Defender; and Agency of Alternate Defense.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC275, Court of Appeals Case No. 16CA697**

**Petitioner:**

Rickey Raymond Armijo,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC282, Court of Appeals Case No. 16CA964**

**Petitioner:**

Gerald Steven Waters,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC284, Court of Appeals Case No. 15CA529**

**Petitioner:**

Misha Fontenot,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC290, Court of Appeals Case No. 15CA980**

**Petitioner:**

Anastasia Gordeeva,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC291, Court of Appeals Case No. 17CA1356**

**Petitioner:**

The City of Colorado Springs,

v.

**Respondents:**

Industrial Claim Appeals Office and David Vitwar.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC295, Court of Appeals Case No. 16CA923**

**Petitioner:**

Lisa Renee Norton,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC297, Court of Appeals Case No. 16CA1374**

**In re the Marriage of**

**Petitioner:**

Leland Thomas Kintzele,  
and

**Respondent:**

Patricia W. Kintzele.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC298, Court of Appeals Case No. 15CA176**

**Petitioner:**

James Craig Bird,  
v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC299, Court of Appeals Case No. 15CA1184**

**Petitioner:**

Phillip P. Saldana,  
v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC305, Court of Appeals Case No. 14CA1843**

**Petitioner:**

Michael James Mustin,  
v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC307, Court of Appeals Case No. 17CA348**

**Petitioner:**

Derrek L. Monroe,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC308, Court of Appeals Case No. 16CA1796**

**In re the Marriage of**

**Petitioner:**

Debra L. Murphy, n/k/a Debra L. Ortiz,  
and

**Respondent:**

Scott Jeffrey Murphy.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC309, Court of Appeals Case No. 16CA1943**

**Petitioner:**

Scott Allen Helms,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC311, Court of Appeals Case No. 16CA1912**

**Petitioner:**

Ofelio Acosta,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC312, Court of Appeals Case No. 17CA616**

**Petitioner:**

COEX, LLC, a Colorado limited liability company,

v.

**Respondents:**

Dave Stefanich, Inc., a/k/a Colorado Excavating, a/k/a ALL Demolition Excavating Company; and David A. Stefanich.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC313, Pitkin County District Court Case No. 17CV8**

**Petitioner:**

Jacob Schur,

v.

**Respondents:**

Stanley Washburn and Low Voltage Experts, Inc.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC320, El Paso County District Court Case No. 17CV31113**

**Petitioner:**

Steven Musgrave,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC323, Court of Appeals Case No. 14CA1386**

**Petitioner:**

Kevin Leonard Floyd,

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. 18SC329, Court of Appeals Case No. 16CA798**

**Petitioner:**

Joseph Manuel Moya,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC333, Court of Appeals Case No. 17CA222**

**Petitioner:**

Dominic Deshaun Love,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC454, Court of Appeals Case No. 16CA1412**

**Petitioner:**

The People of the State of Colorado,

**In the Interest of Minor Children:**

D. E. J. R., A. A. R., and M. V. R.,

**and Concerning**

**Respondents:**

J. V. and R. R.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC476, Court of Appeals Case No. 17CA424**

**Petitioner:**

J. S.,

v.

**Respondent:**

The People of the State of Colorado,

**In the Interest of Minor Children:**

L. S. and R. S.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 18SC477, Court of Appeals Case No. 16CA2117**

**Petitioner:**

A. M.,

v.

**Respondent:**

The People of the State of Colorado,

**In the Interest of Minor Child:**

J. A. J.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC487, Court of Appeals No. 17CA2129**

**Petitioner:**

S. L. C.,

v.

**Respondent:**

The People of the State of Colorado,

**In the Interest of Minor Child:**

J. S. a/k/a J.C.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE GABRIEL would grant as to the following issues:

Whether the court of appeals erred in concluding that the trial court gave Mother sufficient time to comply with her treatment plan when a termination motion was filed just three weeks after she was adjudicated on a “no fault” basis.

Whether the court of appeals erred in concluding that the record supported that the Weld County Department of Human Services had provided reasonable efforts to reunite Mother with her child when the record reveals that no services were provided to Mother.

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**No. 18SC491, Court of Appeals Case No. 17CA1640**

**Petitioner:**

A. H. a/k/a A.B.,

v.

**Respondent:**

The People of the State of Colorado,

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**In the Interest of Minor Children:**

C. B. and E. B.

Petition for Writ of Certiorari DENIED. EN BANC.