

**CASE ANNOUNCEMENTS  
COLORADO SUPREME COURT  
MONDAY, JANUARY 29, 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.

---

---

**OPINIONS**

---

---

**2018 CO 6**

---

---

**Supreme Court Case No. 16SC637**  
*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 14CA2073

---

**Petitioner:**

Coloradans for a Better Future,

v.

**Respondent:**

Campaign Integrity Watchdog.

**Judgment Reversed**

*en banc*

**JUSTICE HOOD** delivered the Opinion of the Court.

**COLORADO SUPREME COURT CASE ANNOUNCEMENTS**

---

---

**2018 CO 7**

---

---

**Supreme Court Case No. 17SC149**

*C.A.R. 50 Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 16CA280  
Office of Administrative Courts Case No. OS 2015-0014  
Honorable Robert N. Spencer, Administrative Law Judge

---

**Petitioner:**

Campaign Integrity Watchdog,

v.

**Respondents:**

Alliance for a Safe and Independent Woodmen Hills; and Colorado Secretary of State.

**Order Affirmed in Part and Reversed in Part**

*en banc*

**JUSTICE HOOD** delivered the Opinion of the Court.

**JUSTICE HART** does not participate.

**RULE CHANGE**

**[RULE CHANGE 2018\(01\)](#)**

**COLORADO RULES OF CRIMINAL PROCEDURE**

Rule 41

**Amended and Adopted by the Court, En Banc, January 11, 2018, effective immediately.**

**COLORADO SUPREME COURT CASE ANNOUNCEMENTS**

---

---

**GRANTED PETITIONS FOR WRIT OF CERTIORARI**

**Case No. 17SC297, Court of Appeals Case No. 16CA564**

**Petitioners:**

Colorado Oil and Gas Conservation Commission, American Petroleum Institute, and Colorado Petroleum Association,

v.

**Respondents:**

Xiuhtezcatl Martinez, Itzcuahtli Roske-Martinez; Sonora Binkley, Aerielle Deering, Trinity Carter, Jamirah DuHamel, and Emma Bray, minors appearing by and through their legal guardians Tamara Roske, Bindi Brinkley, Eleni Deering, Jasmine Jones, Robin Ruston, and Diana Bray.

Petitions for Writ of Certiorari GRANTED. EN BANC.

[REFRAMED] Whether the court of appeals erred in determining that the Colorado Oil and Gas Commission misinterpreted section 34-60-102(1)(a)(I), C.R.S. as requiring a balance between oil and gas development and public health, safety, and welfare.

DENIED AS TO ALL OTHER ISSUES

---

**No. 17SC376, Court of Appeals Case No. 16CA955**

**Petitioner:**

Colorado Department of Revenue, Division of Motor Vehicles,

v.

**Respondent:**

Wayne Francis Yakes.

Petition for Writ of Certiorari GRANTED. The judgment of the Colorado Court of Appeals is vacated, and the case is remanded to the Colorado Court of Appeals for reconsideration in light of this court's decision in Dep't of Revenue, Div. of Motor Vehicles v. Rowland, 2018 CO 1. EN BANC.

Whether section 42-2-126(8)(c), C.R.S. (2017), requires all written statements from non-law enforcement sources to be presented in affidavit form and sworn to under penalty of perjury before they can be considered as evidence in driver's license revocation hearings.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

---

---

**DENIED PETITIONS FOR WRIT OF CERTIORARI**

**No. 17SC677, Court of Appeals Case No. 15CA699**

**Petitioner:**

The People of the State of Colorado,

v.

**Respondent:**

Lawson P. Garrison.

Petition for Writ of Certiorari DENIED. EN BANC.

---

**No. 17SC688, District Court, City and County of Denver, Case No. 16CV33764**

**Petitioner:**

Eric Brandt,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

---

**No. 17SC710, Boulder County District Court Case No. 15CV30600**

**Petitioner:**

Carol McMillan,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

---

**No. 17SC885, Court of Appeals Case No. 17CA140**

**Petitioner:**

J.C.,

v.

**Respondent:**

The People of the State of Colorado,

In the Interest of Minor Child: S.L.

Petition for Writ of Certiorari DENIED. EN BANC.

---