

**CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, MAY 6, 2019**

"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

[2019 CO 31](#)

**[Supreme Court Case No. 17SC246](#)
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 16CA102**

Petitioner:

Chris Bermel,

v.

Respondent:

BlueRadios, Inc.

Judgment Affirmed
en banc

JUSTICE MÁRQUEZ delivered the Opinion of the Court.
JUSTICE GABRIEL dissents, and **JUSTICE HART** joins in the dissent.
JUSTICE HOOD does not participate.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

2019 CO 32

Supreme Court Case No. 18SA110

Appeal from the District Court

La Plata County District Court, Water Division No. 7 Case No. 16CW3008
Honorable Jeffrey R. Wilson, Water Judge

Plaintiffs-Appellants:

Gary Sheek, Sheek Family Limited Partnership, and Pamsey I. Sheek

v.

Defendants-Appellees:

Roger Brooks, Veryl Goodnight, Ida May Smith, and The James Fenberg Revocable
Trust.

Judgment Affirmed

en banc

JUSTICE HART delivered the Opinion of the Court.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

2019 CO 33

Supreme Court Case No. 19SA20

Interlocutory Appeal from the District Court
Moffat County District Court Case No. 18CR270
Honorable Michael A. O'Hara III, Judge

Plaintiff-Appellant:

The People of the State of Colorado,

v.

Defendant-Appellee:

Justin Ray Cline.

Order Reversed

en banc

JUSTICE SAMOUR delivered the Opinion of the Court.
JUSTICE HOOD dissents, and **CHIEF JUSTICE COATS** and **JUSTICE HART** join in
the dissent.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

GRANTED PETITIONS FOR WRIT OF CERTIORARI

No. 18SC241, Court of Appeals Case No. 14CA2243

Petitioner:

Kellie Jean Lawson,

v.

Respondent:

The People of the State of Colorado.

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 *Page v. People*, 2017 CO 88, and *People v. Rock*, 2017 CO 84. EN BANC.

Whether, in light of this Court's decision in *Page v. People*, 2017 CO 88 and *People v. Rock*, 2017 CO 84, the court of appeals misapplied *Reyna-Abarca v. People*, 2017 CO 15, to find criminal mischief and arson did not merge.

DENIED AS TO ALL OTHER ISSUES.
JUSTICE MÁRQUEZ does not participate.

HELD PETITIONS FOR WRIT OF CERTIORARI

19SC108, *People v. Irving*

Held pending 18SC445, *People v. Jones*, and 18SC582, *People v. Lujan*.

DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 18SC680, Court of Appeals Case No. 17CA1294

In re the Marriage of

Petitioner:

Suzanne Longmire n/k/a Morrison,

and

Respondent:

Travis Longmire.

Petition for Writ of Certiorari is DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 18SC750, District Court, City and County of Denver Case No. 17CV34480

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Michael Donahue.

Petition for Writ of Certiorari DENIED. EN BANC.

CHIEF JUSTICE COATS does not participate.

No. 19SC40, Court of Appeals Case No. 17CA67

Petitioner:

American Family Mutual Insurance Company,

v.

Respondent:

Bell Advisors, LLC, a Delaware limited liability company.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 19SC57, Court of Appeals Case No. 15CA1463

Petitioner:

Jemal A. Dawed,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 19SC105, Court of Appeals Case No. 15CA368

Petitioner:

Efrain Carrera,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 19SC121, Court of Appeals Case No. 18CA412

Petitioner:

William Chinnock,

v.

Respondents:

Cynthia Braddock, as Boulder County Assessor and Boulder Board of Equalization.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 19SC135, Weld County District Court Case No. 18CV30458

Petitioner:

Bernardine Hamilton,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 19SC139, Eagle County District Court Case No. 18CV14

Petitioner:

Shamya Ullah,

v.

Respondent:

Hausmeister Services, LLC.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE BOATRRIGHT would grant as to the following issue:

May a judgement be entered in the small claims court against a defendant without a finding or evidence that, at the time of filing of the claim, the defendant resides, is regularly employed, is a student at an institution of higher education, or has an office for the transaction of business, in the county where the claim is filed?

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 19SC140, Court of Appeals Case No. 18CA510

Petitioner:

Alejandro Diego Ornelas,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE BOATRRIGHT does not participate.

No. 19SC142, Court of Appeals Case No. 16CA1326

Petitioner:

Rider Jordan Leppin,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 19SC144, Larimer County District Court Case No. 18CV30128

Petitioner:

Kristopher Lee Bull,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 19SC151, Court of Appeals Case No. 17CA300

Petitioner:

William A. Gregor,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE MÁRQUEZ does not participate.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 19SC153, Court of Appeals Case No. 18CA479

Petitioner:

Daniel J. Santiago,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.
