

**CASE ANNOUNCEMENTS  
COLORADO SUPREME COURT  
MONDAY, JUNE 17, 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.

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**OPINIONS**

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**[2019 CO 52](#)**

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**[Supreme Court Case No. 19SA13](#)**

*Interlocutory Appeal from the District Court*  
Moffat County District Court Case No. 18CR146  
Honorable Shelley A. Hill, Judge

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**Plaintiff-Appellant:**

The People of the State of Colorado,

v.

**Defendant-Appellee:**

Keith Haack.

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**Order Vacated in Part and Case Remanded With Directions**  
*en banc*

CHIEF JUSTICE COATS delivered the Opinion of the Court.

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**COLORADO SUPREME COURT CASE ANNOUNCEMENTS**

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**[2019 CO 53](#)**

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**[Supreme Court Case No. 17SC66](#)**  
*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 14CA1142

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**Respondent:**

The People of the State of Colorado,

**In the Interest of**

**Petitioner:**

T.B.

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**Judgment Affirmed**  
*en banc*

**JUSTICE MÁRQUEZ** delivered the Opinion of the Court.  
**JUSTICE GABRIEL** dissents, and **JUSTICE HART** joins in the dissent.

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**COLORADO SUPREME COURT CASE ANNOUNCEMENTS**

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**2019 CO 54**

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**Supreme Court Case No. 18SA221**

*Original Proceeding Pursuant to C.A.R. 21*  
Arapahoe County District Court Case No. 14MH13  
Honorable Theresa M. Slade, Judge

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**In Re  
Petitioner:**

The People of the State of Colorado,

**In the Interest of**

**Respondent:**

T.T.

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**Rule Discharged**  
*en banc*

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**JUSTICE MÁRQUEZ** delivered the Opinion of the Court.  
**JUSTICE SAMOUR** does not participate.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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[2019 CO 55](#)

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[Supreme Court Case No. 15SC877](#)

*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 11CA2471

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**Petitioner:**

William Kutzly,

v.

**Respondent:**

The People of the State of Colorado.

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**Judgment Affirmed**

*en banc*

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

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**COLORADO SUPREME COURT CASE ANNOUNCEMENTS**

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**2019 CO 56**

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**Supreme Court Case No. 19SA22**

*Original Proceeding Pursuant to C.A.R. 21*  
Boulder County District Court Case No. 18CV30533  
Honorable Thomas Francis Mulvahill, Judge

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**In Re**

**Plaintiffs:**

N.A. Rugby Union LLC and Douglas Schoninger,

v.

**Defendants:**

United States of America Rugby Football Union, Rugby International Marketing, Nigel Melville, Daniel Payne, and Robert Latham.

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**Rule Made Absolute**  
*en banc*

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

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**COLORADO SUPREME COURT CASE ANNOUNCEMENTS**

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**2019 CO 57**

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**Supreme Court Case No. 19SA25**

*Original Proceeding Pursuant to § 1-40-107(2), C.R.S. (2018)*

Appeal from the Ballot Title Setting Board

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In the Matter of the Title, Ballot Title and Submission Clause for 2019-2020 #3

**Petitioners:**

Carol Hedges and Steve Briggs,

v.

**Title Board:**

Ben Schler, LeeAnn Morrill, and Jason Gelender.

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**Title Board Action Reversed**

*en banc*

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

**JUSTICE MÁRQUEZ** dissents, and **JUSTICE BOATRIGHT** joins in the dissent.

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**COLORADO SUPREME COURT CASE ANNOUNCEMENTS**

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**2019 CO 58**

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**Supreme Court Case No. 17SC427**

*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 16CA1096

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**Petitioner:**

Blooming Terrace No. 1, LLC,

v.

**Respondents:**

KH Blake Street, LLC, and Kresher Holdings, LLC.

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**Judgment Reversed**

*en banc*

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

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**COLORADO SUPREME COURT CASE ANNOUNCEMENTS**

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**[2019 CO 59](#)**

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**[Supreme Court Case No. 17SC61](#)**  
*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 15CA1507

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**Petitioner:**

The People of the State of Colorado,

v.

**Respondent:**

Israel Chavez-Torres.

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**Judgment Affirmed**  
*en banc*

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

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**COLORADO SUPREME COURT CASE ANNOUNCEMENTS**

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**[2019 CO 60](#)**

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**[Supreme Court Case No. 17SC728](#)**

*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 15CA1780

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**Petitioner:**

The People of the State of Colorado,

v.

**Respondent:**

Frederico Alvarado Hinojos.

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**Judgment Reversed**

*en banc*

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

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**COLORADO SUPREME COURT CASE ANNOUNCEMENTS**

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**PETITIONS FOR REHEARING**

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**2019 CO 40**

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**Supreme Court Case No. 18SA228**  
*Original Proceeding Pursuant to C.A.R. 21*  
District Court, City and County of Denver, Case No. 18CV31058  
Honorable J. Eric Elliff, Judge

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**In Re**  
**Plaintiff:**

Rebecca Reeves-Toney,

v.

**Defendant:**

School District No. 1 in the City and County of Denver, State of Colorado.

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Petition for Rehearing DENIED. EN BANC.

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**COLORADO SUPREME COURT CASE ANNOUNCEMENTS**

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**[2019 CO 47](#)**

**[Supreme Court Case No. 17SC200](#)**

*Certiorari to the Colorado Court of Appeals*  
Colorado Court of Appeals Case No. 16CA249

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**Petitioner:**

Colorado Department of Labor and Employment, Division of Workers' Compensation,

v.

**Respondents:**

Dami Hospitality, LLC; and Industrial Claim Appeals Office.

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Opinion modified, and as modified, Petition for Rehearing DENIED. EN BANC.  
**JUSTICE HOOD** does not participate.

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**RULE CHANGE**

**[RULE CHANGE 2018\(07\)](#)**

[Correction to RULE CHANGE 2018\(07\) issued June 7, 2019.](#)

**COLORADO APPELLATE RULES**

Rule 10. Appendix to Chapter 32, Form 8, Designation of Transcripts

Rules 21, 21.1, 49, 50, 51, 51.1, 52, 53, 54, 56 and 57

**Amended and Adopted by the Court, En Banc, June 7, 2018, effective July 1, 2018.**

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**DENIED PETITIONS FOR WRIT OF CERTIORARI**

**No. 18SC602, Court of Appeals Case No. 15CA986**

**Petitioner:**

Ramiro Pineda Carrasco,

v.

**Respondent:**

The People of the State of Colorado

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC811, Adams County District Court No. 18CV30302**

**Petitioner:**

Grant Harris,

v.

**Respondent:**

Natalie Sharpe.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC831, Court of Appeals Case No. 15CA169**

**Petitioner:**

James Nathan Scott,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC843, Court of Appeals Case No. 15CA1041**

**Petitioner:**

Aric Jerome Miera,

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. 18SC886, Court of Appeals Case No. 16CA37**

**Petitioner:**

Anthony Samuel Tadeo,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 18SC903, Court of Appeals Case No. 17CA2103**

**Petitioner:**

City of Colorado Springs, Colorado,

v.

**Respondent:**

Eugenia Blume.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 19SC124, Court of Appeals Case No. 18CA660**

**Petitioner:**

Jason Pecci,

v.

**Respondent:**

Colorado Department of Corrections.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 19SC246, Court of Appeals Case No. 17CA1329**

**Petitioner:**

Vince Daniel Brainerd,

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. 19SC250, Court of Appeals Case No. 18CA1337**

**Respondent:**

The People of the State of Colorado,

**In the Interest of**

**Petitioner:**

A. R. C.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 19SC252, Court of Appeals Case No. 17CA1144**

**Petitioner:**

Joel Mary Felix,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 19SC254, Court of Appeals Case No. 18CA2048**

**In re the Marriage of**

**Petitioner:**

Brad Howard Greenberg,

**and**

**Respondent:**

Anne Marie Greenberg.

Petition for of Certiorari Pursuant to C.A.R. 50 DENIED. EN BANC.

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**No. 19SC256, El Paso County District Court Case No. 18CV32664**

**Petitioner:**

Dennis Quinn,

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. 19SC258, Court of Appeals Case No. 16CA1743**

**Petitioner:**

Byron Tyrome Todd,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 19SC261, Court of Appeals Case No. 17CA1737**

**Respondent:**

The People of the State of Colorado,

**In the Interest of**

**Petitioner:**

V. B.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 19SC278, Court of Appeals Case No. 16CA1364**

**Petitioner:**

Clarence Eugene Howard,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 19SC326, Court of Appeals Case No. 18CA758**

**Petitioner:**

P.O.,

v.

**Respondent:**

The People of the State of Colorado,

**In the Interest of Minor Child:**

J.L.O.,

**and Concerning**

M.O.

Petition for Writ of Certiorari DENIED. EN BANC.

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