

ANNOUNCEMENTS
COLORADO COURT OF APPEALS
August 31, 2023

“Slip opinions” are the opinions as filed by the judges with the clerk. Slip opinions are subject to modification, rehearing, withdrawal, or clerical corrections. A link to any modifications to previously posted opinions will appear in the Petition for Rehearing section of the announcement document the day the changes are announced.

UNPUBLISHED OPINIONS

Court of Appeals No. 20CA0457
Adams County District Court No. 19CR173
Honorable Tomee Crespín, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Paul Leonard Mendez,

Defendant-Appellant.

JUDGMENT REVERSED
AND CASE REMANDED WITH DIRECTIONS

Division III
Opinion by JUDGE J. JONES
Dunn and Lum, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 20CA1454
City and County of Denver District Court No. 19CR1557
Honorable John W. Madden IV, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Andre G. Stanley,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE HARRIS
Graham* and Hawthorne*, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 20CA1532
Jefferson County District Court No. 19CR717
Honorable Robert Lochary, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Richard Ernest Ramirez,

Defendant-Appellant.

JUDGMENT AFFIRMED, ORDER AFFIRMED IN PART AND REVERSED IN
PART, AND CASE REMANDED WITH DIRECTIONS

Division VI
Opinion by JUDGE LIPINSKY
Harris and Schutz, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 21CA1137
El Paso County District Court No. 14CR879
Honorable Marla Prudek, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Bionca Charmaine Rogers,

Defendant-Appellant.

ORDER VACATED
AND CASE REMANDED WITH DIRECTIONS

Division VI
Opinion by JUDGE HAWTHORNE*
Harris and Graham*, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals Nos. 21CA1430 & 21CA1572
City and County of Denver Juvenile Court No. 20JD26
Honorable Laurie A. Clark, Judge
Honorable David B. Woods, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of A.O-R.,

Juvenile-Appellant.

JUDGMENT AFFIRMED, ORDER VACATED,
AND CASE REMANDED WITH DIRECTIONS

Division VI
Opinion by JUDGE NAVARRO
Tow and Schutz, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 21CA1764
City and County of Denver District Court No. 06CR2163
Honorable Edward D. Bronfin, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Lamar Atu Blackwell,

Defendant-Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division III
Opinion by JUDGE DUNN
J. Jones and Lum, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 21CA1861
Mesa County District Court No. 20CR1056
Honorable Valerie J. Robison, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Richard Junior Valdez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE NAVARRO
Grove and Lum, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 21CA1933
Boulder County District Court No. 15CR891
Honorable Thomas F. Mulvahill, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Edward Robbins,

Defendant-Appellant.

ORDER AFFIRMED

Division A
Opinion by CHIEF JUDGE ROMÁN
Hawthorne* and Berger*, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA0142
Routt County District Court No. 12CR48
Honorable Michael A. O'Hara III, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

John Holland Brothers,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE KUHN
Fox and Welling, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA0541
Jefferson County District Court No. 10CR1462
Honorable Tamara S. Russell, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Daryl John Show,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE SCHUTZ
Harris and Berger*, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA0794
Adams County District Court No. 19CR3816
Honorable Leroy Kirby, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Hagan Benjamin Corral,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE KUHN
Fox and Welling, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

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ANNOUNCEMENTS
Colorado Court of Appeals
August 31, 2023

Court of Appeals No. 22CA1128
Ouray County District Court No. 18DR30000
Honorable D. Cory Jackson, Judge

In re the Marriage of

Marlin Bestland,

Appellee,

and

Catherine L. Bestland,

Appellant.

APPEAL DISMISSED IN PART
AND ORDER AFFIRMED

Division V
Opinion by JUDGE NAVARRO
Brown and Yun, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA1163
Park County Court No. 15DR45
Honorable Stephen A. Groome, Judge

In re the Parental Responsibilities Concerning T.D.S., a Child,
and Concerning Wade Scott Husen and Sherry Maurie Husen,
Appellees,
and
Mychaella Justine Swartwood, a/k/a Mychaella Justine Todd,
Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE BROWN
Navarro and Yun, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA1181
City and County of Broomfield District Court No. 21CV30490
Honorable Sean Finn, Judge

Frederick Peter Baerenz,

Petitioner-Appellant,

v.

Financial Industry Regulatory Authority, Inc.,

Respondent-Appellee.

ORDER AFFIRMED

Division VI
Opinion by JUDGE SCHUTZ
Lipinsky and Taubman*, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA1244
Logan County District Court No. 22CV6
Honorable Justin B. Haenlein, Judge

Michael Farrow,

Plaintiff-Appellant,

v.

Executive Director of the Colorado Department of Corrections and Warden of
Sterling Correctional Complex,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE GOMEZ
Dailey and Grove, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA1303
Mesa County District Court No. 21CV30005
Honorable Matthew D. Barrett, Judge

Les Cox,

Plaintiff-Appellant,

v.

St. Mary's Hospital & Medical Center, Inc.,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE KUHN
Fox and Welling, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA1345
City and County of Denver District Court No. 20CV32122
Honorable Michael A. Martinez, Judge

Benjamin T. Johnson and Osmosis, LLC, a Colorado limited liability company,
Plaintiffs-Appellants,

v.

Charlene Fontanills, Dennis J. Johanningmeier, CPA, and Osmosis Body, LLC,
a Colorado limited liability company,

Defendants-Appellees.

JUDGMENT AFFIRMED IN PART AND REVERSED IN PART, ORDER
AFFIRMED, AND CASE REMANDED WITH DIRECTIONS

Division IV
Opinion by JUDGE KUHN
Fox and Welling, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA1561
City and County of Denver District Court No. 21CV33093
Honorable Marie Avery Moses, Judge

Craig Wiers, individually and as parents and next friends for Nicholas Wiers, a
minor, and Amber Wiers, individually and as parents and next friends for
Nicholas Wiers, a minor,

Plaintiffs-Appellees,

v.

Joseph Hobbs,

Defendant-Appellant.

ORDER AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division IV
Opinion by JUDGE FOX
Welling and Kuhn, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA1654
Jefferson County District Court No. 21DR30725
Honorable Robert Lochary, Judge

In re the Marriage of

Constance S. Lentz,

Appellee,

and

Kevin W. Lentz,

Appellant.

JUDGMENT REVERSED
AND CASE REMANDED WITH DIRECTIONS

Division I
Opinion by JUDGE GROVE
Dailey and Gomez, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

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ANNOUNCEMENTS
Colorado Court of Appeals
August 31, 2023

Court of Appeals No. 22CA1700
Ouray County District Court No. 18DR30000
Honorable D. Cory Jackson, Judge

In re the Marriage of

Marlin Bestland,

Appellee,

and

Catherine L. Bestland,

Appellant.

APPEAL DISMISSED

Division V
Opinion by JUDGE NAVARRO
Brown and Yun, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA1971
City and County of Denver District Court No. 11DR451
Honorable Karen L. Brody, Judge

In re the Marriage of

Ellen Beckham Gazzo, n/k/a Ellen Beckham Ruff,

Appellee,

and

John Christian Gazzo,

Respondent,

v.

Cordell Law, LLP,

Intervenor-Appellant.

ORDER AFFIRMED

Division A
Opinion by JUDGE HAWTHORNE*
Román, C.J., and Berger*, J., concur
NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA2114
Rio Blanco County District Court No. 21JV5
Honorable Anne K. Norrdin, Judge

The People of the State of Colorado,

Appellee,

In the Interest of I.G., a Child,

and Concerning R.G.,

Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE LUM
J. Jones and Dunn, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 23CA0009
Montrose County District Court No. 21JV39
Honorable D. Cory Jackson, Judge

The People of the State of Colorado,

Appellee,

In the Interest of E.E. and A.E., Children,

and Concerning C.H. and D.E.,

Appellants.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE HARRIS
Graham* and Hawthorne*, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

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ANNOUNCEMENTS
Colorado Court of Appeals
August 31, 2023

Court of Appeals No. 23CA0279
City and County of Denver Juvenile Court No. 22JV142
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

In the Interest of O.C.G.R., a Child,

and Concerning N.R.R.,

Appellant,

and

R.D.C.,

Appellee.

JUDGMENT AFFIRMED IN PART AND REVERSED IN PART,
AND CASE REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE BROWN
Navarro and Yun, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 23CA0579
Industrial Claim Appeals Office of the State of Colorado
DD No. 2263-2023

Spencer Allen Adams,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Chadwick Electric
Inc.,

Respondents.

ORDER AFFIRMED

Division III
Opinion by JUDGE LUM
J. Jones and Berger*, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 23CA1167
Pueblo County District Court No. 18MH194
Honorable Timothy O'Shea, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Seth Ayden Lawrence,

Respondent-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE FOX
Welling and Kuhn, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

P E T I T I O N S F O R R E H E A R I N G

Court of Appeals No. 21CA0878

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Craig Sebastian Robledo-Valdez,

Defendant-Appellant.

Petition for Rehearing DENIED

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA0832

Jason Vanstrom,

Plaintiff-Appellee,

v.

Richmond Lee Meyer,

Defendant-Appellant.

Petition for Rehearing DENIED

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA1074

Steven R. McBride, d/b/a McBride QDRO Services,

Plaintiff-Appellee,

v.

Maurice A. Johnson,

Defendant-Appellant.

Petition for Rehearing DENIED

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA1434

El Paso County District Court No. 22CV11

Honorable Thomas K. Kane, Judge

Charity Garrett,

Plaintiff-Appellant,

v.

Carrie Spencer,

Defendant-Appellee.

Petition for Rehearing DENIED

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

MODIFIED OPINIONS

Court of Appeals No. 21CA0333
The People of the State of Colorado,

Plaintiff-Appellee,

v.

Christian Arman Garcia-Chevez,

Defendant-Appellant.

Opinion Modified and
Petition for Rehearing DENIED

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

[2023COA42M](#)

Court of Appeals No. [21CA1317](#)

In re the Marriage of

Kirsten Medeiros, n/k/a Kirsten Scheig,

Appellee,

and

Matthew Douglas Medeiros,
Appellant.

Opinion Modified and
Petition for Rehearing DENIED

*Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2023.