

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
February 1, 2024*

“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UNPUBLISHED OPINIONS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. 14CA2511
Arapahoe County District Court No. 10CR576
Honorable Michelle A. Amico, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ari Misha Liggett,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE GOMEZ
J. Jones and Welling, JJ., concur

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

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ANNOUNCEMENTS
Colorado Court of Appeals
February 1, 2024

Court of Appeals No. 19CA1449
Arapahoe County District Court No. 17CR1237
Honorable Kurt A. Horton, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Margarito Najera,

Defendant-Appellant.

JUDGMENT AND ORDER AFFIRMED

Division III
Opinion by JUDGE J. JONES
Johnson, J., concurs
Schutz, J., concurs in part and dissents in part

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

Court of Appeals No. 20CA1329
Arapahoe County District Court No. 19CR446
Honorable Darren L. Vahle, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Johnathan Vladmir Quintanilla-Martinez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE SCHUTZ
Fox and Berger*, JJ., concur

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

Court of Appeals No. 20CA1870
City and County of Denver District Court No. 18CR9106
Honorable J. Eric Elliff, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michael Anthony Pikes,

Defendant-Appellant.

JUDGMENT AFFIRMED AND ORDER VACATED

Division III
Opinion by JUDGE SCHUTZ
Johnson, J., concurs
J. Jones, J., specially concurs

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

Court of Appeals No. 20CA2073
City and County of Denver District Court No. 18CR8477
Honorable Ross B. Buchanan, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Frederick D. Moore,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division IV
Opinion by JUDGE NAVARRO
Kuhn and Schock, JJ., concur

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

Court of Appeals No. 21CA0298
Arapahoe County District Court No. 18CR3023
Honorable Darren L. Vahle, Judge
Honorable Michael Spear, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Dana Wayne Kunane Johnson,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division VI
Opinion by JUDGE WELLING
Lipinsky and Gomez, JJ., concur

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

Court of Appeals No. 21CA0977
City and County of Denver District Court No. 20CR1897
Honorable Kandace C. Gerdes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Richard C. Marin,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE BERGER*
Fox and Schutz, JJ., concur

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

Court of Appeals No. 22CA0343
Pueblo County District Court No. 05CR1125
Honorable Amiel Markenson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joe Anthony Martinez,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE J. JONES
Harris and Gomez, JJ., concur

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

Court of Appeals No. 22CA0970
Arapahoe County District Court No. 12CR2412
Honorable Shay K. Whitaker, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joseph Robert Gomez,

Defendant-Appellant.

ORDER AFFIRMED

Division VI
Opinion by JUDGE WELLING
Yun and Lum, JJ., concur

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

Court of Appeals No. 22CA1210
El Paso County District Court No. 20CR2984
Honorable Steven Katzman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Lyndon James Cabrera Navarette, Jr.,

Defendant-Appellant.

ORDER AFFIRMED

Division II
Opinion by JUDGE BERGER*
Fox and Schutz, JJ., concur

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

Court of Appeals No. 22CA1518
Pitkin County District Court No. 15DR30007
Honorable Christopher G. Seldin, Judge

In re the Marriage of

Vanessa Kirianoff-Keep, n/k/a Vanessa Kirianoff-Brown,

Appellant,

and

Douglas Spencer Keep,

Appellee.

JUDGMENT REVERSED

Division III
Opinion by JUDGE DUNN
Davidson* and Richman*, JJ., concur

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

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ANNOUNCEMENTS
Colorado Court of Appeals
February 1, 2024

Court of Appeals No. 22CA1579
Douglas County District Court No. 15DR567
Honorable Robert R. Lung, Judge

In re the Marriage of

Alexandra Marshall,

Appellee,

and

Terrence Marshall,

Appellant.

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

Division IV
Opinion by JUDGE NAVARRO
Kuhn and Schock, JJ., concur

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

Court of Appeals No. 22CA1688
Pueblo County District Court No. 16CR2182
Honorable Kimberly Karn, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Marcello Enrique Pratarelli,

Defendant-Appellant.

ORDER AFFIRMED

Division III
Opinion by JUDGE DUNN
Davidson* and Richman*, JJ., concur

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

Court of Appeals No. 22CA1956
City and County of Denver District Court No. 21CV30853
Honorable Marie Avery Moses, Judge

Elizabeth A. Hennessey; John P. Lichty; Joanne A. Lichty; Frederick Andreas;
and Hopkins Lienhard Trust, dated May 10, 2018,

Plaintiffs-Appellees,

v.

5327 E. Colfax Ave., LLC, a Colorado limited liability company,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE DUNN
Davidson* and Richman*, JJ., concur

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

Court of Appeals No. 22CA2194
Arapahoe County District Court No. 21DR31110
Honorable Cynthia Mares, Judge

In re the Marriage of

Isidore Ifeanyi Uwalaka,

Appellant,

and

Rosemary Odiche Uwalaka,

Appellee.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE BROWN
Freyre and Hawthorne*, JJ., concur

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

Court of Appeals No. 23CA0048
Weld County District Court No. 14CR2052
Honorable Allison J. Esser, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joey Ray Hernandez,

Defendant-Appellant.

ORDER AFFIRMED

Division VI
Opinion by JUDGE YUN
Welling and Lum, JJ., concur

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

Court of Appeals No. 23CA0274
Arapahoe County District Court No. 22CV200
Honorable Peter F. Michaelson, Judge

Peche Myers,

Plaintiff-Appellant,

v.

Jeanne Falletta and New Directions Behavioral Health, LLC,

Defendants-Appellees.

JUDGMENT AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division III
Opinion by JUDGE J. JONES
Johnson and Schutz, JJ., concur

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

Court of Appeals No. 23CA0309
Douglas County District Court No. 19DR742
Honorable Theresa M. Cisneros, Judge

In re the Marriage of

Amy F. Sorak, n/k/a Amy F. Edwards,

Appellee,

and

Kenneth Louis Sorak,

Appellant.

APPEAL DISMISSED IN PART
AND ORDER AFFIRMED

Division VI
Opinion by JUDGE YUN
Welling and Lum, JJ., concur

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

Court of Appeals No. 23CA0500
El Paso County District Court No. 22DR30165
Honorable William H. Moller, Judge

In re the Parental Responsibilities Concerning R.H. and S.H., Children,
and Concerning Ethan Hunsinger,

Appellee,

and

Gabriella Ferrall,

Appellant.

JUDGMENT AND ORDER AFFIRMED

Division VI
Opinion by JUDGE YUN
Welling and Lum, JJ., concur

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

Court of Appeals No. 23CA0514
Teller County District Court No. 23CV30021
Honorable Scott Sells, Judge

Erin O'Connell,

Plaintiff-Appellee,

v.

Woodland Park School District; Woodland Park School District Board of Education; Mike Bates, in his official capacity as a Board Member; David Illingworth, II, in his official capacity as a Board Member; Cassie Kimbrell, in her official capacity as a Board Member; Suzanne Patterson, in her official capacity as a Board Member; and David Rusterholtz, in his official capacity as a Board Member,

Defendants-Appellants.

ORDER AFFIRMED

Division VII
Opinion by JUDGE TOW
Lipinsky and Grove, JJ., concur

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

Court of Appeals No. 23CA0651
Weld County District Court No. 22CV30620
Honorable Todd L. Taylor, Judge

William C. Danks,

Plaintiff-Appellant,

v.

Theodore A. Buderus, Daniel J. Buderus, Julie Ann Buderus, and Susan H.
Buderus,

Defendants-Appellees.

JUDGMENT AFFIRMED IN PART
AND REVERSED IN PART

Division VII
Opinion by JUDGE GROVE
Tow and Lipinsky, JJ., concur

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

Court of Appeals No. 23CA1180
Industrial Claim Appeals Office of the State of Colorado
DD No. 9363-2023

Kathleen Masur,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and SCL Health Front
Range Inc.,

Respondents.

ORDER AFFIRMED

Division I
Opinion by JUDGE GOMEZ
J. Jones and Harris, JJ., concur

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

Court of Appeals No. 23CA1321
Mesa County District Court No. 21JV205
Honorable Gretchen B. Larson, Judge

The People of the State of Colorado,

Appellee,

In the Interest of A.C-M., a Child,

and Concerning N.C.,

Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE KUHN
Navarro and Schock, JJ., concur

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

Court of Appeals No. 23CA2120
Pueblo County District Court No. 23MH443
Honorable Tim O'Shea, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Matthew Pilove,

Respondent-Appellant.

ORDER AFFIRMED

Division VII
Opinion by JUDGE GROVE
Tow and Lipinsky, 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. 21CA0311

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jacob Alexander Shockey,

Defendant-Appellant.

Petition for Rehearing DENIED

Court of Appeals No. 21CA1641

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jose Gilberto Contreras-Guzman,

Defendant-Appellant.

Petition for Rehearing DENIED

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

[2023COA116M](#)

Court of Appeals Nos. [22CA0313](#) & [22CA0727](#)

In re the Marriage of

Nicole Collins,

Appellee,

and

Scott Goldstone,

Appellant.

Petition for Rehearing DENIED

Court of Appeals No. 22CA1211

In re the Parental Responsibilities Concerning S.W., a Child,

and Concerning Jeanette I. Wickline,

Appellant,

and

Cristian Borcan,

Appellee.

Petition for Rehearing DENIED

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

Court of Appeals No. 22CA2039

El Paso County Board of Commissioners,

Plaintiff-Appellee,

v.

Jenniffer Fortner and Darrell Fortner,

Defendants-Appellants.

Petition for Rehearing DENIED

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

Court of Appeals No. 22CA2159

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Obdulio Arvelo,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 23CA0286

Jason Provalenko; and JKHP, LLC, as the successor in interest to Forge Trust Company, f/k/a IRA Services Trust Company, FBO Jason Provalenko IRA Account #565032 Tax ID: #26-2627205,

Plaintiffs-Appellants,

v.

Taylor Hill Equitable Road Users Group, a Colorado non-profit corporation; Rachel Van Sloun, as a party to the Forest Service Road 731 Road Users Agreement and as a trustee of the Taylor Hill Equitable Road Users Group; Brian Counselman, as a party to the Forest Service Road 731 Road Users Agreement and as a trustee of the Taylor Hill Equitable Road Users Group; and Olga Bentsman Kundra Barron, as a party to the Forest Service Road 731 Road Users Agreement and as a trustee of the Taylor Hill Equitable Road Users Group,

Defendants-Appellees.

Petition for Rehearing DENIED

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

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