

ANNOUNCEMENTS
COLORADO COURT OF APPEALS
April 25, 2024

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PUBLISHED OPINIONS

[2024COA41](#)

Court of Appeals No. [22CA0014](#)
Adams County District Court No. 20CR85
Honorable Sean Finn, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Brendan Joseph Shannon,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

[2024COA42](#)

Court of Appeals No. [23CA0420](#)
Douglas County District Court No. 22CV30088
Honorable Andrew C. Baum, Judge

James Woodall,

Plaintiff-Appellant,

v.

Luke Godfrey,

Defendant-Appellee.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division VI
Opinion by JUDGE LUM
Welling and Yun, JJ., concur

[2024COA43](#)

Court of Appeals No. [23CA1011](#)
El Paso County District Court No. 21CR2580
Honorable William H. Moller, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Robert Charles Allen III,

Defendant-Appellee.

ORDER REVERSED AND CASE REMANDED WITH DIRECTIONS

Division VI
Opinion by JUDGE LUM
Welling and Yun, JJ., concur

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ANNOUNCEMENTS
Colorado Court of Appeals
April 25, 2024

[2024COA44](#)

Court of Appeals No. [23CA1381](#)

Delta County District Court No. 22PR30008

Honorable Steven L. Shultz, Judge

In the Matter of the Estate of Michael P. Arnold, deceased.

First Colorado National Bank,

Plaintiff,

v.

Annette M. English,

Defendant-Appellant,

and

Lynn M. Arnold, Personal Representative,

Defendant-Appellee.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

UNPUBLISHED OPINIONS

Court of Appeals No. 21CA2025
Pueblo County District Court No. 19CR2078
Honorable Deborah R. Eyler, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Bernie Anthony Valdez,

Defendant-Appellant.

JUDGMENT AND ORDER AFFIRMED

Division II
Opinion by JUDGE FOX
Schutz and Moultrie, JJ., concur

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

Court of Appeals No. 22CA0140
Mesa County District Court No. 15CR1119
Honorable Valerie J. Robison, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Rebecca Jean Franklin,

Defendant-Appellant.

JUDGMENT 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. 22CA0462
El Paso County District Court No. 19CR7993
Honorable Marcus S. Henson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Rodric Lee Donley,

Defendant-Appellant.

JUDGMENT 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. 22CA0885
Arapahoe County District Court No. 21CR76
Honorable Shay K. Whitaker, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Kyle Joseph Burns,

Defendant-Appellant.

JUDGMENT 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. 22CA1007
Adams County District Court No. 06CR3398
Honorable Roberto Ramirez, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Corey Dean Wagner,

Defendant-Appellant.

ORDER AFFIRMED

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

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

Court of Appeals No. 22CA1508
Pueblo County District Court No. 21CR1106
Honorable Amiel Markenson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Garland Lee Waldroop,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE JOHNSON
Freyre and Brown, JJ., concur

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

Court of Appeals No. 22CA1752
Arapahoe County District Court No. 18CR1820
Honorable Eric B. White, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Matthew Blake Reed,

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. 22CA1821
Boulder County District Court No. 11CR610
Honorable Thomas F. Mulvahill, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Kevin Michael McGregor,

Defendant-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE FREYRE
Brown and Johnson, JJ., concur

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

Court of Appeals No. 23CA0316
Mesa County District Court No. 08CR1743
Honorable Valerie J. Robison, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Miriam Helmick,

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. 23CA0493
Boulder County District Court No. 16DR30388
Honorable Bruce Langer, Judge

In re the Marriage of

Todd Jeffrey Wright,

Appellant,

and

Theresa Dawnetta Wright,

Appellee.

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. 23CA0566
Jefferson County District Court No. 22DR30509
Honorable Russell Klein, Judge

In re the Marriage of

Belinda Sue Moehle,

Appellee,

and

Todd Vernon Moehle,

Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE HARRIS
J. Jones and Gomez, JJ., concur

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

Court of Appeals No. 23CA0570
Moffat County District Court No. 14CR105
Honorable Sandra H. Gardner, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Kimberly Ann Gardner,

Defendant-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. 23CA0616
Adams County District Court No. 20DR457
Honorable Rayna Gokli McIntyre, Judge

In re the Marriage of

Donna M. Foreman-Papp,

Appellee,

and

Arpad B. Papp,

Appellant.

APPEAL DISMISSED IN PART
AND 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. 23CA0667
Logan County District Court No. 23CV4
Honorable Stephanie M. G. Gagliano, Judge

Ennio Daniel,

Plaintiff-Appellant,

v.

Executive Director of the Colorado Department of Corrections and Warden of
Sterling correctional Facility,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE PAWAR
Dunn and Sullivan, JJ., concur

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

Court of Appeals No. 23CA0739
Larimer County District Court No. 21CV30679
Honorable Joseph D. Findley, Judge

Robert M. Conlon by his POA Sean Conlon and The Joint Trust of Robert M.
Conlon and Grace M. Conlon,

Plaintiffs-Appellants,

v.

Paul F. Harder and Chalet Properties, Ltd., a Colorado limited partnership,

Defendants-Appellees.

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

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

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

Court of Appeals No. 23CA1018
Fremont County District Court No. 23CV25
Honorable Lynette M. Wenner, Judge

Alishan Yapoujian,

Plaintiff-Appellant,

v.

Executive Director of the Colorado Department of Corrections and Warden
Pehrsons of CMC ACF,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division I

Opinion by JUSTICE MARTINEZ*
J. Jones and Gomez, JJ., concur

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

Court of Appeals No. 23CA1065
Adams County District Court No. 21CV30918
Honorable Teri L. Vasquez, Judge

Sally Mahle, on behalf of Decedent, minor child, A.L.,

Plaintiff-Appellant,

v.

Daniel Keller, M.D. and Children's Hospital of Colorado a/k/a Children's
Hospital Colorado — South Campus,

Defendants-Appellees.

APPEAL DISMISSED

Division VII

Opinion by JUDGE LIPINSKY
Tow and Grove, JJ., concur

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

Court of Appeals No. 23CA1075
Larimer County District Court No. 22CV30278
Honorable C. Michelle Brinegar, Judge

Randy Meyers,

Plaintiff-Appellant,

v.

Veristone Fund I, LLC, a limited liability company,

Defendant-Appellee.

JUDGMENT 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. 23CA1155
Jefferson County District Court No. 09CR3119
Honorable Jeffrey R. Pilkington, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Craig Bird,

Defendant-Appellant.

ORDER AFFIRMED

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

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

Court of Appeals No. 23CA1257
El Paso County District Court No. 22JV30412
Honorable Lin Billings Vela, Judge

The People of the State of Colorado,

Appellee,

In the Interest of At.R., a Child,

and Concerning C.S. and J.M.S.,

Appellants,

and An.R.,

Appellee.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE LIPINSKY
Tow and Grove, JJ., concur

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

Court of Appeals No. 23CA1334
San Miguel County District Court No. 22CV30019
Honorable Keri A. Yoder, Judge

Sunshine Mesa Holdings LLC, a Colorado limited liability company; and
Sunshine Mesa Land and Cattle Company, LLC, a Colorado limited liability
company,

Plaintiffs-Appellants,

v.

Peter Hajas, and Sunlight Mine LLC,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE SCHOCK
Navarro and Kuhn, JJ., concur

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

Court of Appeals No. 23CA1516
Weld County District Court No. 20JV277
Honorable W. Troy Hause, Judge

The People of the State of Colorado,

Appellee,

In the Interest of Z.A., a Child,

and Concerning E.V.,

Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 23CA1598
El Paso County District Court No. 23CV30528
Honorable Marla Prudek, Judge

Russell Turner and Needle's Eye LLC, a Missouri limited liability company,
Plaintiffs-Appellants,

v.

Ronnie Hopper,

Defendant-Appellee.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 23CA1910
Larimer County District Court No. 22JV16
Honorable Joseph D. Findley, Judge

The People of the State of Colorado,

Appellee,

In the Interest of P.C. and A.C., Jr., Children,

and Concerning A.C., Sr.,

Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE JOHNSON
Freyre and Brown, 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. 21CA1740

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Demarcus Dlaurence Jones-Brown,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 21CA1808

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Clayton Angus Hood,

Defendant-Appellant.

Petition for Rehearing DENIED

Court of Appeals No. 23CA0842

Charles A. Braun,

Plaintiff-Appellant,

v.

WG Golden, LLC, a Colorado limited liability company,

Defendant-Appellee.

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.