

ANNOUNCEMENTS
Colorado Court of Appeals
May 22, 2025

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“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.

PUBLISHED OPINIONS

Court of Appeals No. [23CA1608](#)
Adams County District Court No. [21DR30037](#)
Honorable Judith L. Labuda, Judge

In re the Parental Responsibilities Concerning C.E.S.K., a Child,
and Concerning Noah Ryan Somma,
Appellant,
and
Diane E. Kanagy,
Intervenor-Appellee.

JUDGMENT VACATED, ORDER REVERSED,
AND CASE REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE SCHOCK
Freyre and Sullivan, JJ., concur

Court of Appeals No. [24CA1093](#)
Adams County District Court No. [23CV30630](#)
Honorable Teri L. Vasquez, Judge

BNC Metropolitan District No. 1, a quasi-municipal corporation and political subdivision of the State of Colorado, and BNC Metropolitan District No. 2, a quasi-municipal corporation and political subdivision of the State of Colorado,

Plaintiffs-Appellants,

v.

BNC Metropolitan District No. 3, a quasi-municipal corporation and political subdivision of the State of Colorado, Theodore Antenucci, Janis L. Emanuel, Robert Bol, Julianna Antenucci, and Pauline Bol,

Defendants-Appellees.

JUDGMENT AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division I
Opinion by JUDGE BROWN
J. Jones and Yun, JJ., concur

UNPUBLISHED OPINIONS

Court of Appeals No. 22CA0873
Jefferson County District Court No. 18CR3105
Honorable Tamara S. Russell, Judge

The People of the State of Colorado,

Plaintiff-Appellee and Cross-Appellant,

v.

Alex Christopher Ewing,

Defendant-Appellant and Cross-Appellee.

JUDGMENT AND ORDER AFFIRMED AND RULING DISAPPROVED

Division I
Opinion by JUDGE BROWN
J. Jones and Yun, JJ., concur

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

Court of Appeals No. 22CA1209
La Plata County District Court No. 21CR1
Honorable Suzanne F. Carlson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Damon Lamont Matthews,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE SULLIVAN
J. Jones and Lipinsky, JJ., concur

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

Court of Appeals No. 22CA1589
Weld County District Court No. 21CR876
Honorable Marcello A. Kopcow, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Theodore Anthony Rojas II,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division A
Opinion by JUDGE BROWN
Dunn and Schock, JJ., concur

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

Court of Appeals No. 23CA0810
Mesa County District Court No. 21CR1611
Honorable Matthew D. Barrett, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Nicole M. Grant,

Defendant-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE GROVE
Welling and Johnson, JJ., concur

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

Court of Appeals No. 23CA0859
City and County of Denver Juvenile Court No. 22JD368
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of G.L-P.,

Juvenile-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE LIPINSKY
Pawar and Hawthorne*, JJ., concur

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

Court of Appeals No. 23CA0993
City and County of Denver District Court No. 17CV32604
Honorable Jill D. Dorancy, Judge

Heartland Biogas, LLC,

Plaintiff-Appellant,

v.

Colorado Department of Public Health and Environment and Weld County
Board of County Commissioners,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE JOHNSON
Fox and Schock, JJ., concur

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

Court of Appeals No. 23CA1077
Adams County District Court No. 19CR1077
Honorable Robert W. Kiesnowski, Jr., Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Israel L Suarez,

Defendant-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE WELLING
Grove and Johnson, JJ., concur

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

Court of Appeals No. 23CA1119
El Paso County District Court No. 22CR2960
Honorable David Shakes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Walter Clyde Burnett,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division A
Opinion by JUDGE SCHOCK
Dunn and Brown, JJ., concur

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

Court of Appeals No. 23CA1197
City and County of Denver Probate Court No. 12PR1772
Honorable Elizabeth D. Leith, Judge

In the Interest of Joanne Black, a Protected Person.

Bernard Black, individually and as Suspended Trustee for the Supplemental
Needs Trust for the Benefit of Joanne Black,

Appellant,

v.

Jeanette Goodwin, Conservator,

Appellee.

ORDER AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division IV
Opinion by JUDGE HARRIS
Yun and Kuhn, JJ., concur

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

Court of Appeals No. 23CA1735
Larimer County District Court No. 17CR1011
Honorable Juan G. Villaseñor, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Scot Lee Stockwell,

Defendant-Appellant.

ORDER AFFIRMED

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

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

Court of Appeals No. 23CA2143
City and County of Denver District Court Nos. 21CV30049 & 21CV30886
Honorable Sarah B. Wallace, Judge

Center for Biological Diversity, Colorado Latino Forum, and Sierra Club,
Plaintiffs-Appellants,

v.

Colorado Department of Public Health and Environment, Air Pollution Control
Division, and American Petroleum Institute Colorado,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE BROWN
J. Jones and Yun, JJ., concur

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

Court of Appeals No. 24CA0343
Douglas County District Court No. 22CV98
Honorable Andrew C. Baum, Judge

Kenneth O'Hanlon,
Plaintiff-Appellant,

v.

Patrick Gillette and Tracie Noel Lechman,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE MOULTRIE
Lipinsky and Johnson, JJ., concur

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

Court of Appeals No. 24CA0443
City and County of Broomfield District Court No. 22CV30131
Honorable Sean Finn, Judge

Red Sky Ranch Metropolitan District,

Plaintiff-Appellant,

v.

Vail Associates, Inc., a Colorado corporation, Vail Resorts, Inc., a Colorado corporation, VR Holdings, Inc., a Colorado corporation, Vail Resorts Development Company, a Colorado corporation, the Vail Corporation, a Colorado corporation, and Holland Creek Metropolitan District, a political subdivision,

Defendants-Appellees.

JUDGMENT AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division VII
Opinion by JUDGE HAWTHORNE*
Lipinsky and Johnson, JJ., concur

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

Court of Appeals No. 24CA0517
Weld County District Court No. 17DR30496
Honorable Shannon D. Lyons, Judge

In re the Marriage of

Megan Jo Dell,

Appellant,

and

Raymond Bryson Danks,

Appellee.

ORDER AFFIRMED

Division VI
Opinion by JUDGE KUHN
Welling and Schutz, JJ., concur

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

Court of Appeals No. 24CA0585
City and County of Denver District Court No. 18CV34745
Honorable Andrew J. Luxen, Judge

M.G. Dyess, Inc., a Mississippi corporation,

Plaintiff-Appellee,

v.

MarkWest Liberty Midstream & Resources, L.L.C., a Delaware limited liability
corporation,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE FOX
Gomez and Hawthorne*, JJ., concur

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

Court of Appeals No. 24CA0864
Weld County District Court No. 20CV30844
Honorable Todd Taylor, Judge

Christopher Stansberry and Cheryl Stansberry,

Plaintiffs-Appellants,

v.

Blyth Elkerton,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE PAWAR
Grove, J., concurs
Berger*, J., dissents

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

Court of Appeals No. 24CA1036
Weld County District Court No. 21JV63
Honorable W. Troy Hause, Judge

The People of the State of Colorado,

Appellee,

In the Interest of W.W. and C.W., Children,

and Concerning J.W.,

Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE SCHOCK
Dunn and Brown, JJ., concur

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

Court of Appeals No. 24CA1075
Delta County District Court No. 22PR5
Honorable Steven L. Schultz, Judge

In re the Estate of Fletcher Kehmeier, deceased.

Thomas Kehmeier,

Appellant,

v.

Mariel Kehmeier,

Appellee.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division IV
Opinion by JUDGE FREYRE
Gomez and Meirink, JJ., concur

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

Court of Appeals No. 24CA1078
Dolores County District Court No. 17DR30001
Honorable William Young Furse, Judge

In re the Marriage of

Jeremy Wade Veach,

Appellant,

and

Skye Lunn Veach,

Appellee.

ORDER AFFIRMED

Division IV
Opinion by JUDGE FREYRE
Gomez and Meirink, JJ., concur

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

Court of Appeals No. 24CA1129
Eagle County District Court No. 22DR30032
Honorable Rachel Olguin-Fresquez, Judge

In re the Marriage of

Lauren Khouri Smith,

Appellee,

and

Dennis Kuznetsov,

Appellant.

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

Division IV
Opinion by JUDGE GOMEZ
Freyre and Meirink, JJ., concur

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

Court of Appeals No. 24CA1201
Pueblo County District Court No. 23DR30158
Honorable Tayler M. Thomas, Judge

In re the Marriage of

Peggy Samuelson,

Appellee,

and

Shawn Samuelson,

Appellant.

JUDGMENT AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division VI
Opinion by JUDGE WELLING
Kuhn and Schutz, JJ., concur

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

Court of Appeals No. 24CA1225
Moffat County District Court No. 23CV30047
Honorable Brittany Schneider, Judge

Moffat County Education Association,

Plaintiff-Appellant,

v.

Moffat County School District RE-1 and Moffat County School District RE-1
Custodian of Records,

Defendants-Appellees.

ORDER AFFIRMED

Division IV
Opinion by JUDGE GOMEZ
Freyre and Meirink, JJ., concur

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

Court of Appeals No. 24CA1696
Weld County District Court No. 22JV133
Honorable Anita Crowther, Judge
Honorable Meghan Patrice Saleebey, Judge

The People of the State of Colorado,

Petitioner,

In the Interest of L.R. and D.R., Children,

and Concerning T.F.,

Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE FOX
Gomez and Lum, JJ., concur

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

Court of Appeals No. 24CA1816
City and County of Denver District Court No. 24CV506
Honorable Sarah B. Wallace, Judge

Abdelraziq Hussein,

Plaintiff-Appellant,

v.

UCHealth,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE MEIRINK
Freyre and Gomez, JJ., concur

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

Court of Appeals No. 25CA0255
Industrial Claim Appeals Office of the State of Colorado
DD No. 29095-2024

Alejandro Medrano,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado,

Respondent.

ORDER AFFIRMED

Division III
Opinion by JUDGE SCHOCK
Dunn and Brown, JJ., concur

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

Court of Appeals No. 25CA0370
Pueblo County District Court No. 24MH30074
Honorable Scott B. Epstein, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of E.M.E.,

Respondent-Appellant.

ORDER AFFIRMED

Division VII
Opinion by JUDGE LUM
Lipinsky and Pawar, JJ., concur

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

Court of Appeals No. 25CA0456
Pueblo County District Court No. 25MH30022
Honorable Gregory J. Styduhar, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Marvin Tyrone Boyd,

Respondent-Appellant.

ORDER AFFIRMED

Division VI
Opinion by JUDGE YUN
Tow and Sullivan, JJ., concur

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

PETITIONS FOR REHEARING

Court of Appeals No. 22CA1903

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert William Hicks,

Defendant-Appellant.

Opinion Modified On the Court's Own Motion
and Petition for Rehearing DENIED

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

Court of Appeals No. 23CA0923

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Yechezkel Meir Goldman,

Defendant-Appellee.

Petition for Rehearing DENIED

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

Court of Appeals No. 24CA1035

Hal Hebert,

Plaintiff-Appellant,

v.

August William Ritter, Jr., a/k/a Bill Ritter, Jr.,

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. 2024.