

ANNOUNCEMENTS
Colorado Court of Appeals
June 18, 2025

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PUBLISHED OPINIONS

[2025COA57](#)

Court of Appeals No. [24CA0034](#)

City and County of Denver District Court No. 21CV30695

Honorable Martin F. Egelhoff, Judge

Honorable Jon J. Olafson, Judge

Spectrum Retirement Communities, LLC; Anson Operator, LLC; Anthem Operator, LLC; Burr Ridge Operator, LLC; Carmel Operator, LLC; Cary Senior Living, LLC; Cedar Park Operator, LLC; Chandler 2 Operator, LLC; Chandler Operator, LLC; Creve Coeur Operator, LLC; Dougherty Ferry Operator, LLC; Fishers Operators, LLC; Gahanna Operator, LLC; Gilbert Operator, LLC; Green Oaks Operator, LLC; HighPointe Operator, LLC; Hilliard Operator, LLC; Lakeway Operator, LLC; Lakeway Overlook, LLC; Lakeway Townline, LLC; Lincoln Meadows Senior Living, LLC; Lombard Operator, LLC; Lone Mountain Operator, LLC; Mason Operator, LLC; Mesa Operator, LLC; Park Meadows Senior Living, LLC; Peakview Operator, LLC; Peoria Senior Living, LLC; PH Operator, LLC; Pickerington Operator, LLC; Powell 2 Operator, LLC; Reavis St. Holdings, LLC; Reavis St. Operator, LLC; Round Rock Operator, LLC; Santa Fe Operator, LLC; Saxony Operator, LLC; SF Overland Park, LLC; S-K Anson Opportunity II, LLC; S-K Anthem Opportunity I, LLC; S-K Burr Ridge Residential, LLC; S-K Carmel LLC, S-K Cary, LLC; S-K Cedar Park Opportunity II, LLC; S-K Chandler 2 Opportunity I, LLC; S-K Chandler Owner, LLC; S-K Crestview, LLC; S-K Creve Coeur Owner, LLC; S-K Dougherty Ferry Owner, LLC; S-K Ellisville, LLC; S-K Fishers, LLC; S-K Gahanna, LLC; S-K Gilbert Residential, LLC; S-K Green Oaks, LLC; S-K HighPointe Owner, LLC; S-K Hilliard Owner, LLC; S-K Lombard Owner, LLC; S-K Lone Mountain, LLC; S-K Lone Mountain, Owner, LLC; S-K Mason Opportunity II, LLC; S-K Meridian, LLC; S-K Mesa Opportunity II, LLC; S-K Palos Heights Opportunity II, LLC; S-K Peoria, LLC; S-K Pickering Opportunity I, LLC; S-K Powell 2 Opportunity I, LLC; S-K Powell Owner, LLC; S-K Round Rock Opportunity I, LLC; S-K Santa Fe Opportunity II, LLC; S-K Saxony Opportunity I, LLC; S-K Shawnee, LLC; S-K Smoky Hill Owner, LLC; S-K South Elgin Opportunity III, LLC; S-K Streamwood Owner, LLC; S-K West Chester Opportunity I, LLC; S-K Westerville Opportunity II, LLC; South Elgin Operator, LLC; Spectrum Park Meadows Land, LLC;

Spectrum Retirement of Ohio, LLC; SRC of Arizona, LLC; SRC of Colorado, LLC; SRC of Illinois, LLC; SRC of Indiana, LLC; SRC of Kansas, LLC; SRC of Missouri, LLC; SRC of New Mexico, LLC d/b/a Spectrum Retirement of New Mexico; SRC of Texas, LLC d/b/a Spectrum Retirement of Texas; SRC Ridgen Farms, LLC; Streamwood Operator, LLC; West Chester Operator, LLC; Westerville Operator, LLC; and WSPT Hickory View Investors V, LLC

Plaintiffs-Appellants,

v.

Continental Casualty Company,

Defendant-Appellee.

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

Division VI
Opinion by JUDGE SCHUTZ
Kuhn, J., concurs
Welling, J., concurs in part and dissents in part

[2025COA58](#)

Court of Appeals No. [24CA1009](#)

City and County of Denver Probate Court No. 24MH464

Honorable Elizabeth D. Leith, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of R.Z.,

Respondent-Appellant.

ORDERS AFFIRMED

Division VII
Opinion by JUDGE LIPINSKY
Johnson and Moultrie, JJ., concur

[2025COA59](#)

Court of Appeals No. [24CA1094](#)

El Paso County District Court No. 23CV30664

Honorable David A. Gilbert, Judge

Redonna Macomber, Karina Kujawa, and Jana McCullough,

Plaintiffs-Appellants,

v.

Nations Roof, LLC, and Laguets Roofing, LLC,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division VI

Opinion by JUDGE SULLIVAN

Tow and Yun, JJ., concur

[2025COA60](#)

Court of Appeals No. [24CA1175](#)

Pitkin County District Court No. 23CV30062

Honorable John F. Neiley, Judge

Sebastian Holdings, Inc. (acting by Shane Crooks and Malcolm Cohen as joint receivers), Shane Crooks, and Malcolm Cohen,

Plaintiffs-Appellees,

v.

Per Johansson,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI

Opinion by JUDGE KUHN

Welling and Schutz, JJ., concur

UNPUBLISHED OPINIONS

Court of Appeals No. 22CA2266
El Paso County District Court No. 22CR520
Honorable William B. Bain, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jolie Renee Kerr,

Defendant-Appellant.

JUDGMENT AND ORDER AFFIRMED

Division VII
Opinion by JUDGE BERNARD*
Gomez and Lum, JJ., concur

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

Court of Appeals No. 23CA0149
Jefferson County District Court No. 21CR2567
Honorable Lily W. Oeffler, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Tony Dean Stockdale,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE FREYRE
Lum and Bernard*, JJ., concur

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

Court of Appeals No. 23CA0173
Weld County District Court No. 19CR2247
Honorable Timothy Kerns, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ramon Pinon Sr.,

Defendant-Appellant.

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

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

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

Court of Appeals No. 23CA0215
Weld County District Court No. 21CR1884
Honorable Meghan Patrice Saleebey, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Sandra Chavez,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 23CA0864
El Paso County District Court No. 22CR1405
Honorable David Shakes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Clyde Douglas Phillips,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division II
Opinion by JUDGE LUM
Fox and Gomez, JJ., concur

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

Court of Appeals No. 23CA1121
Arapahoe County District Court No. 22CR1023
Honorable Michelle Elizabeth Jones, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Chester I. Hendersen,

Defendant-Appellant.

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

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

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

Court of Appeals No. 23CA1864
Boulder County District Court No. 22CR729
Honorable Thomas F. Mulvahill, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Shane Wayne Jones,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE LUM
Dunn and Bernard*, JJ., concur

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

Court of Appeals No. 24CA0711
Grand County District Court No. 22CV30015
Honorable Mary C. Hoak, Judge

GRCO LLC, a Missouri limited liability company, and GR TERRA LLC, a
Missouri limited liability company,

Plaintiffs-Appellants,

v.

Glenn O'Flaherty and Natascha O'Flaherty,

Defendants-Appellees.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division VII
Opinion by JUDGE JOHNSON
Lipinsky and Moultrie, JJ., concur

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

Court of Appeals No. 24CA0772
City and County of Denver District Court No. 21CV31268
Honorable Stephanie L. Scoville, Judge

Dogwood Realty Group Trust, David Blumenfeld, Edward Blumenfeld, and Max Blumenfeld,

Plaintiffs-Appellees,

v.

Kimberley Tew,

Defendant-Appellant.

JUDGMENT AND ORDERS 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. 24CA0782
Mesa County District Court No. 23CR103
Honorable Gretchen B. Larson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Nathan David Chacon,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 24CA0879
Arapahoe County District Court No. 19CV30486
Honorable Don J. Toussaint, Judge

Hospital Cemesa Roatán, SA, a foreign corporation registered in Colorado; and
Hospital Centro Medico Sampedrano S.A. DE C.V., a foreign corporation
registered in Colorado,

Plaintiffs-Appellees,

v.

Vidstone, LLC, a Colorado limited liability company d/b/a Atshore Services,

Defendant-Appellant.

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

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

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

Court of Appeals No. 24CA0955

Colorado State Personnel Board Case No. 2023B068

Blessed H. Barrack,

Complainant-Appellant,

v.

Colorado Department of Corrections, Denver Reception and Diagnostic Center,

Respondent-Appellee,

and

State Personnel Board

Appellee.

ORDER AFFIRMED

Division VII

Opinion by JUDGE BERNARD*

Lum and Sullivan, JJ., concur

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

Court of Appeals No. 24CA1153
City and County of Denver District Court No. 23CV495
Honorable Martin F. Egelhoff, Judge

Colorado Livestock Association, a Colorado nonprofit corporation,

Plaintiff-Appellant,

v.

State of Colorado; Jared S. Polis, in his official capacity as Governor of Colorado; Joseph M. Barela, in his official capacity as Executive Director of the Colorado Department of Labor and Employment; and Scott Moss, in his official capacity as Director of the Division of Labor Standards and Statistics, Colorado Department of Labor and Employment

Defendants-Appellees,

and

Colorado Legal Services, Inc., a Colorado nonprofit corporation; and Jane Doe,

Intervenors-Appellees

APPEAL DISMISSED

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

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

Court of Appeals No. 24CA1161
El Paso County District Court No. 20DR1521
Honorable Frances R. Johnson, Judge

In re the Parental Responsibilities Concerning K.F., a Child,
and Concerning Kyle Fisher,
Appellant,
and
Shaunay Hunter,
Appellee.

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. 25CA1252
Arapahoe County District Court No. 23CV32130
Honorable Elizabeth Beebe Volz, Judge

Zane Zwemke,
Plaintiff-Appellee,
v.
Sally Carsten, Debora Kolb, and Liz Sanchez,
Defendants-Appellants.

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. 24CA1271
Montezuma County District Court No. 23CV30015
Honorable William Young Furse, Judge

Wray Boswell and Marie Chiarizia,

Plaintiffs-Appellees,

v.

Ellis R. Lewis and Ellis Lewis Revocable Trust UAD February 4, 2016, Ellis
Lewis, Trustee,

Defendants-Appellants.

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. 24CA1984
El Paso County District Court No. 24JV6
Honorable Lin Billings Vela, Judge

The People of the State of Colorado,

Petitioner,

In the Interest of S.B., a Child,

and Concerning D.N.,

Appellant,

and C.B.,

Appellee.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE TOW
Yun and Sullivan, JJ., concur

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

Court of Appeals No. 24CA2049
El Paso County District Court No. 24JV45
Honorable Diana K. May, Judge

The People of the State of Colorado,

Appellee,

In the Interest of J.S., a Child,

and Concerning A.L.M.,

Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division VII
Opinion by JUDGE JOHNSON
Moultrie, J., concurs
Lipinsky, J., dissents

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

Court of Appeals No. 24CA2162
Douglas County District Court No. 22JV103
Honorable Elizabeth Beebe Volz, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning S.L.H.,

Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE MOULTRIE
Kuhn and Bernard*, JJ., concur

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

Court of Appeals No. 24CA2219
Arapahoe County District Court No. 22JV414
Honorable Shay K. Whitaker, Judge

The People of the State of Colorado,

Appellee,

In the Interest of Zad.C., Zar.C., Zy.C., E.R., and Z.L., Children,
and Concerning A.B.,

Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE LIPINSKY
Román, C.J., and Lum, J., concur

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

Court of Appeals No. 24CA2226
Arapahoe County District Court No. 23JV121
Honorable Bonnie H. McLean, Judge

The People of the State of Colorado,

Appellee,

In the Interest of A.G., J.G., and Z.G., Children,
and Concerning S.F.,

Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 25CA0122
Montrose County District Court No. 22JV30033
Honorable D. Cory Jackson, Judge

The People of the State of Colorado,

Appellee,

In the Interest of C.E.M., L.M., M.A.M., P.A.M., and D.H., Children,
and Concerning V.M.,

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. 25CA0161
Boulder County District Court No. 24JV30144
Honorable Thomas F. Mulvahill, Judge

The People of the State of Colorado,

Appellee,

In the Interest of H.R.G.P., a Child,

And Concerning S.G.,

Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE LUM
Chief Judge Román and Lipinsky, J., concur

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

PETITIONS FOR REHEARING

Court of Appeals No. 22CA1019

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Francisco Manuel Berumen,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 24CA0102

The People of the State of Colorado,

Appellee,

In the Interest of M.B. and A.B., Children,

and Concerning L.B.,

Appellant.

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.