ANNOUNCEMENTS Colorado Court of Appeals June 26, 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

2025COA61

Court of Appeals No. 22CA0224

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ramon Rodriguez-Ortiz,

Defendant-Appellant.

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

Division V
Opinion by JUDGE FREYRE
Sullivan, J., concurs
Schock, J., specially concurs

Prior Opinion Announced March 20, 2025, <u>WITHDRAWN</u>
Petition for Rehearing GRANTED

UNPUBLISHED OPINIONS

Court of Appeals No. 21CA1175 Jefferson County District Court No. 19CR4598 Honorable Jeffrey R. Pilkington, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Samuel McConnell,

Defendant-Appellant.

JUDGMENT AND ORDER AFFIRMED

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

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

Court of Appeals No. 22CA1000 El Paso County District Court No. 19CR7180 Honorable Eric Bentley, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

John Garfield Stokes,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

Court of Appeals No. 22CA1247 Mesa County District Court No. 21CR1028 Honorable Valerie J. Robison, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Ellis Young,

Defendant-Appellant.

SENTENCE AND ORDER REVERSED, AND CASE REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 22CA1894 Larimer County District Court No. 16CR1890 Honorable Stephen J. Jouard, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michael Gresham,

Defendant-Appellant.

ORDER AFFIRMED

Division VII
Opinion by JUSTICE MARTINEZ*
Lipinsky and Lum, JJ., concur

Court of Appeals No. 23CA0220 Weld County District Court No. 11DR1201 Honorable Meghan Patrice Saleebey, Judge

In re the Marriage of

Daniel P. Croghan,

Appellant,

and

Kay Lynn Croghan,

Appellee.

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

Division I Opinion by JUDGE WELLING Schock and Berger*, JJ., concur

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

Court of Appeals No. 23CA0437 Summit County District Court No. 08CR14 Honorable W. Terry Ruckriegle, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Eric Brandon Taylor,

Defendant-Appellant.

ORDER AFFIRMED

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

Court of Appeals No. 23CA0574 Weld County District Court No. 22CR86 Honorable Timothy Kerns, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jessica Reeves-Burrola,

Defendant-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. 23CA1050 Adams County District Court No. 21CR2305 Honorable Robert W. Kiesnowski, Jr., Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Paul Warren,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division A
Opinion by CHIEF JUDGE ROMÁN
Martinez* and Taubman*, JJ., concur

Court of Appeals No. 23CA2057 Boulder County District Court No. 22PR30614 Honorable Robert R. Gunning, Judge

In re the Estate of Johanna Eleanore Platts, deceased.

Nicole Estenfelder, individually and on behalf of her minor child, N.C.,

Appellant,

v.

Debbie A. Platts and William H. Platts,

Appellees.

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. 24CA0197 El Paso County District Court No. 00DR4379 Honorable Erin Sokol, Judge

In re the Marriage of

Sherry Xan Johnson,

Appellee and Cross-Appellant,

and

Gregory R. Johnson,

Appellant and Cross-Appellee.

JUDGMENT AFFIRMED, ORDER REVERSED, AND CASE REMANDED WITH DIRECTIONS

> Division I Opinion by JUDGE BERNARD* Kuhn and Moultrie, JJ., concur

Court of Appeals No. 24CA0415 Jefferson County District Court No. 18CR1578 Honorable Philip J. McNulty, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Orlando F. Rivera,

Defendant-Appellant.

ORDER REVERSED AND CASE REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 24CA0617 El Paso County District Court No. 23CR1351 Honorable Samuel A. Evig, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Harris Hall,

Defendant-Appellant.

ORDER AFFIRMED

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

Court of Appeals No. 24CA0897 Gunnison County District Court No. 22DR30017 Honorable J. Steven Patrick, Judge

In re the Marriage of

Karen Spector Williams,

Appellee,

and

Shawn Aaron Williams,

Appellant.

JUDGMENT REVERSED AND CASE REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 24CA1372 Larimer County District Court No. 22CV30689 Honorable C. Michelle Brinegar, Judge

Timnath Trail LLC, a Wisconsin limited liability company,

Plaintiff-Appellant,

v.

Town of Timnath, a Municipal corporation of the state of Colorado,

Defendant-Appellee.

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

Division V
Opinion by JUDGE JOHNSON
Fox and Grove, JJ., concur

Court of Appeals No. 24CA1455 El Paso County District Court Nos. 23CV32349 & 23CV32362 Honorable Amanda J. Phillips, Judge

Flying W, LLC, a Colorado limited liability company, and Lawrence E. Starr,

Plaintiffs-Appellants,

v.

City of Colorado Springs, a home rule City and Colorado municipal corporation; City of Colorado Springs City Council; and Colorado Springs Utilities,

Defendants-Appellees.

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. 24CA1603 Garfield County District Court No. 23CV30032 Honorable Anne K. Norrdin, Judge

Norman T. Barras, Jr.,

Plaintiff-Appellant,

v.

Board of County Commissioners of the County of Garfield and Skyfooze1, LLC, a Pennsylvania Domestic limited liability company,

Defendants-Appellees.

JUDGMENT AFFIRMED

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

Court of Appeals No. 24CA1659 City and County of Denver Juvenile Court No. 21JV92 Honorable Lisa Gomez, Judge

The People of the State of Colorado,

Appellee,

In the Interest of R.C.M.L. and R.M.L., Children,

and Concerning R.P.M.,

Appellant.

JUDGMENT 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. 24CA2252 Arapahoe County District Court No. 22JV412 Honorable Victoria Ellen Klingensmith, Judge Honorable Shay K. Whitaker, Judge

The People of the State of Colorado,

Appellee,

In the Interest of K.M., Jr., a Child,

and Concerning K.M., Sr.,

Appellant.

JUDGMENT AFFIRMED

Division III Opinion by JUDGE DUNN Brown and Schock, JJ., concur

Court of Appeals No. 25CA0043 Adams County District Court No. 23JV30185 Honorable Caryn A. Datz, Judge

The People of the State of Colorado,

Appellee,

In the Interest of E.D-C., a Child,

and Concerning K.A.C-P.,

Appellant.

JUDGMENT REVERSED AND CASE REMANDED WITH DIRECTIONS

Division VII Opinion by CHIEF JUDGE ROMÁN Lipinsky and Lum, JJ., concur

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

Court of Appeals No. 25CA0081 Jefferson County District Court No. 23JV30041 Honorable Lindsay Van Gilder, Judge

The People of the State of Colorado,

Appellee,

In the Interest of A.F., D.F., and S.F., Children,

and Concerning A.T.,

Appellant.

JUDGMENT AFFIRMED

Division III Opinion by JUDGE DUNN Brown and Schock, JJ., concur

Court of Appeals No. 25CA0178 City and County of Denver Juvenile Court No. 20JV1221 Honorable Lisa Gomez, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning J.J.F.,

Appellant.

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. 25CA0364 Industrial Claim Appeals Office of the State of Colorado DD No. 34277-2024

Shawn Ranger,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado,

Respondent.

ORDER AFFIRMED

Division A
Opinion by JUDGE BERGER*
Román, C.J., and Martinez*, J., concur

PETITIONS FOR REHEARING

Court of Appeals No. 21CA1804
The People of the State of Colorado,
Plaintiff-Appellee,
v.
Christopher A. Rizo,
Defendant-Appellant.
Petition for Rehearing <u>DENIED</u>
NOT PUBLISHED PURSUANT TO C.A.R. 35(e)
NOT PUBLISHED PURSUANT TO C.A.R. 35(e) 2025COA61 Court of Appeals No. 22CA0224
<u>2025COA61</u>
2025COA61 Court of Appeals No. 22CA0224
2025COA61 Court of Appeals No. 22CA0224 The People of the State of Colorado,
2025COA61 Court of Appeals No. 22CA0224 The People of the State of Colorado, Plaintiff-Appellee,

Prior Opinion Announced March 20, 2025, <u>WITHDRAWN</u>
Petition for Rehearing <u>GRANTED</u>

Court of Appeals No. 22CA2136

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Thomas Andrew Huntley,

Defendant-Appellant.

Petition for Rehearing \underline{DENIED}

Court of Appeals Nos. 23CA1721 & 23CA1722 Chuck Odifu Egbune, Plaintiff-Appellant and Cross-Appellee, and Felicia A. Aniniba, Defendant-Appellant, v. Always Enterprises, Inc., d/b/a A-1 Bail Bonds, and Richard Jordan, Defendants-Appellees and Cross-Appellants, and Monique Robinson Hines; Iyona Walton; Kari Jones; Aaron Evans; Evans Case, LLP; and Benson & Case, LLP, Third-Party Defendants-Appellees, and Breckenridge Property Fund 2016, LLC, Third-Party Plaintiff-Appellee. Petition for Rehearing DENIED

Court of Appeals No. 24CA1770

Albert Gallegos,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado, Ammex Masonry, and Pinnacol Assurance,

Respondents.

Petition for Rehearing <u>DENIED</u>

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

Court of Appeals No. 24CA2257

The People of the State of Colorado,

Appellee,

In the Interest of B.R. and H.R., Children,

and Concerning A.K.M.B.,

Appellant.

Petition for Rehearing <u>DENIED</u>

^{*}Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2024.