

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, JUNE 30, 2025

"Slip opinions" are the opinions delivered by the Supreme Court Justices and are subject to modification, rehearing, withdrawal, or clerical corrections. Modifications to previously posted opinions will be linked to the case number in the petition for rehearing section the day the changes are announced. Click on the public domain citation to view the opinion in pdf format.

OPINIONS

2025 CO 47

Supreme Court Case No. 24SA148

Interlocutory Appeal from the District Court

District Court, City and County of Denver, Case Nos. 23CR4306 & 21CR6486

Honorable Adam J. Espinosa, Judge

Plaintiff-Appellant:

The People of the State of Colorado,

v.

Defendant-Appellee:

Arthur S. Mills.

Order Reversed

en banc

CHIEF JUSTICE MÁRQUEZ delivered the Opinion of the Court, in which **JUSTICE BOATRIGHT, JUSTICE HOOD, JUSTICE GABRIEL, JUSTICE HART, JUSTICE SAMOUR,** and **JUSTICE BERKENKOTTER** joined.

2025 CO 48

Supreme Court Case No. 24SC621
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 23CA2106

Petitioner:

The People of the State of Colorado,

In the Interest of Minor Children:

Kay.W., Kai.W., E.W., D.W., and S.W.,

and

Petitioners:

Kay.W., Kai.W., E.W., D.W., and S.W.,

v.

Respondent:

K.L.W.

Judgment Reversed
en banc

JUSTICE SAMOUR delivered the Opinion of the Court, in which **CHIEF JUSTICE MÁRQUEZ, JUSTICE BOATRIGHT, JUSTICE HOOD, JUSTICE GABRIEL, JUSTICE HART,** and **JUSTICE BERKENKOTTER** joined.

PETITIONS FOR REHEARING

2025 CO 36

Supreme Court Case No. 23SC483
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 21CA1726

Petitioner:

Jefferson County, Colorado,

v.

Respondent:

Krista Dozier.

Petition for Rehearing DENIED. EN BANC.

RULE CHANGE

Rule Change 2025(15) has been issued and is accessible [here](#)

RULE CHANGE 2025(15)

COLORADO RULES OF CRIMINAL PROCEDURE

Rule 24

Amended and Adopted by the Court, En Banc, June 26, 2025, effective January 2, 2026.

ORIGINAL PROCEEDINGS

[25SA179](#)

In Re People v. Castorena, Juan
Order to Show Cause issued on June 24, 2025

[25SA187](#)

In Re People v. Dilka, Robert
Order to Show Cause issued on June 26, 2025

GRANTED PETITIONS FOR WRIT OF CERTIORARI

No. 24SC522, Court of Appeals Case No. 23CA1035

Petitioners:

Tiffany Kavanaugh in her official capacity as Telluride Town Clerk; Lars D. Carlson; Annie K. Carlson; Mark A. Mitchell; Robert G. Efaw; Richard C. Stevens, Jr; Melody B. Stevens; Gregory Craig Simpson; Elizabeth B. Burk; Mark C. Quick; Lori S. Quick; Wells Management Trust Investments, LLC, a Texas limited liability company; Emil P. Sante; Pamela Sante; Butcher Creek Partners, LLC, a Texas limited liability company; Charles Parrish; Ashley Parrish; and 330 Telluride Condo, LLC, a Colorado limited liability company,

v.

Respondents:

Telluride Locals Coalition Petitioners' Committee, Matthew Hintermeister; Ian Wilson; Daniel Aurand; and Brighton Properties, LLC, a Colorado limited liability company.

Petition for Writ of Certiorari GRANTED. EN BANC.

Whether the court of appeals correctly applied this court's opinion in *Vagneur v. City of Aspen*, 295 P.3d 493 (Colo. 2013), where the court held that government land use decisions subject to complex or specialized expertise are not ordinarily subject to the power of citizen initiatives.

Whether Colorado's Planned Unit Development Act of 1972, sections 24-67-101 to -108, C.R.S. (2024) ("PUD Act"), which delegates regulation of planned unit developments to municipalities, can be overridden by the power of initiative.

No. 24SC747, Court of Appeals Case No. 23CA1415

Petitioner:

J.B., as legal guardian and personal representative of E.B., an adult with a disability,

v.

Respondents:

MKBS, LLC d/b/a Metro Taxi, Inc. a/k/a Metro Transportation Planning and Solution Group; and Jesus Manuel Ortiz.

Petition for Writ of Certiorari GRANTED. EN BANC.

Whether the court of appeals erred in affirming the trial court's order permitting a defaulting defendant to testify contrary to the facts of his default.

Whether the court of appeals erred in affirming the trial court's order entering judgment, premised on the verdict the jury reached after hearing a defaulting defendant's testimony contrary to his default, in favor of that same defendant.

Whether the court of appeals erred in affirming the trial court's order setting aside the default judgment entered against a defaulting defendant, misapplying the applicable three factor test and its heightened standard of proof.

No. 25SC122, Court of Appeals Case No. 23CA250

Petitioner:

The People of the State of Colorado,
v.

Respondent:

Joshua Rodriguez.

Petition for Writ of Certiorari GRANTED. The judgment of the Colorado Court of Appeals is vacated, and the case is remanded to the Colorado Court of Appeals for reconsideration in light of *Tennyson v. People*, 23SC168, 2025 CO 31; *Johnson v. People*, 23SC525, 2025 CO 29; *Babcock v. People*, 23SC583, 2025 CO 26; *People v. Roberson*, 23SC622, 2025 CO 30; and *Snow v. People*, 23SC775, 2025 CO 32. EN BANC.

DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 24SC737, Court of Appeals Case No. 21CA949

Petitioner:

Raymond Jose Salazar,
v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE GABRIEL would grant as to the following issue:

Whether the time-of-error obviousness analysis this Court espoused in *People v. Crabtree*, 2024 CO 40M, should be abandoned in favor of a time-of-appeal analysis, at least where the law was settled against the appellant at the time of trial.

No. 25SC97, Court of Appeals Case No. 24CA139

Petitioner:

Jessie Clay Shaw,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 25SC108, Court of Appeals Case No. 19CA175

Petitioner:

Pete Paul Martinez,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 25SC119, Court of Appeals Case No. 23CA1144

Petitioner:

Joshua A. Parsley,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 25SC121, Court of Appeals Case No. 22CA2204

Petitioner:

Jay Walter Brentner,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 25SC128, Arapahoe County District Court Case No. 23CV30612

Petitioner:

Marvin Watson,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 25SC130, Court of Appeals Case No. 23CA713

Petitioner:

Ilene Barajas,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 25SC137, Court of Appeals Case No. 23CA1418

Petitioner:

Dino House Price,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 25SC149, El Paso County District Court Case No. 24CV153

Petitioner:

Edna Espanol,

v.

Respondent:

Nathan A. Williams.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 25SC151, Court of Appeals Case No. 22CA1153

Petitioner:

Amadeus J. Ojeda,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.
