

ANNOUNCEMENTS  
Colorado Court of Appeals  
July 3, 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**

[2025COA62](#)

Court of Appeals No. [22CA1024](#)

Jefferson County District Court No. 14CR1955

Honorable Robert Lochary, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Donald Joseph Manzanares, Jr.,

Defendant-Appellant.

ORDER REVERSED AND CASE  
REMANDED WITH DIRECTIONS

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

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[2025COA63](#)

Court of Appeals No. [24CA0848](#)

Larimer County District Court No. 23CV30216

Honorable Stephen J. Jouard, Judge

Dale Baker,

Plaintiff-Appellant,

v.

Farida Safadi-Chamberlain,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division VI

Opinion by JUDGE YUN

Tow and Sullivan, JJ., concur

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[2025COA64](#)

Court of Appeals No. [24CA1019](#)

City and County of Denver District Court No. 23CV31825

Honorable Sarah B. Wallace, Judge

Netflix, Inc.,

Plaintiff-Appellee,

v.

Department of Revenue of the State of Colorado and Heidi Humphreys, in her official capacity as the Executive Director of the Department of Revenue of the State of Colorado,

Defendants-Appellants.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division V

Opinion by JUDGE GROVE

Welling and Johnson, JJ., concur

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## **UNPUBLISHED OPINIONS**

Court of Appeals No. 22CA0375  
Jefferson County District Court No. 19CR1283  
Honorable Laura A. Tighe, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Blake Alan Quinlan,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI  
Opinion by JUDGE SULLIVAN  
Tow and Yun, JJ., concur

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

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Court of Appeals No. 22CA1266  
Arapahoe County District Court No. 21CR268  
Honorable Elizabeth Weishaupl, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Phillip Michael Dent,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

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

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

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Court of Appeals No. 22CA1687  
Arapahoe County District Court No. 13CR78  
Honorable Joseph Whitfield, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Christopher Lyle Fields,

Defendant-Appellant.

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

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

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

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Court of Appeals No. 23CA0304  
El Paso County District Court No. 21CR5498  
Honorable William H. Moller, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeremy Dewayne Jones,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 23CA0412  
Adams County District Court No. 21CR1519  
Honorable Priscilla J. Loew, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Tyler James Hagan,

Defendant-Appellant.

APPEAL DISMISSED IN PART  
AND SENTENCE AFFIRMED

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

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

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Court of Appeals No. 23CA0472  
Adams County District Court No. 21CR1636  
Honorable Priscella J. Loew, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Frederick Alexander Najera,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI  
Opinion by JUDGE SULLIVAN  
Tow and Yun, JJ., concur

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

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Court of Appeals No. 23CA0585  
Garfield County District Court No. 22CR99  
Honorable John F. Neiley, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jordan Akia Dexter,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE KUHN  
Moultrie and Berger\*, JJ., concur

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

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Court of Appeals No. 23CA0921  
City and County of Denver District Court No. 22CR808  
Honorable Ericka F.H. Englert, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Benjamin O. Franklin,

Defendant-Appellant.

JUDGMENT AFFIRMED AND CASE  
REMANDED WITH DIRECTIONS

Division I  
Opinion by JUDGE KUHN  
Moultrie and Berger\*, JJ., concur

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

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Court of Appeals No. 23CA2052  
El Paso County District Court No. 22CV30633  
Honorable Gregory R. Werner, Judge

Melissa Torres,

Plaintiff-Appellant,

v.

Matthew Barnhart,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE MOULTRIE  
J. Jones and Kuhn, JJ., concur

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

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Court of Appeals No. 24CA0442  
Pitkin County District Court No. 17CR61  
Honorable John F. Neiley, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeremiah Daniel Casper,

Defendant-Appellant.

ORDER AFFIRMED

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

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

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Court of Appeals Nos. 24CA0463, 24CA0995 & 24CA1400  
City and County of Denver District Court No. 23CV30585  
Honorable Mark T. Bailey, Judge

M.G. Dyess, Inc., and M.G. Dyess LLC,

Plaintiffs-Appellees,

v.

MarkWest Liberty Midstream & Resources, L.L.C.,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 24CA0505  
Eagle County District Court No. 23CV1  
Honorable Paul R. Dunkelman, Judge

Robert K. Zabka,

Plaintiff-Appellant,

v.

Aspen at Streamside Condominium Association, a Colorado nonprofit  
corporation,

Defendant-Appellee.

ORDER AFFIRMED AND CASE  
REMANDED WITH DIRECTIONS

Division I  
Opinion by JUDGE J. JONES  
Kuhn and Moultrie, JJ., concur

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

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Court of Appeals No. 24CA0707  
City and County of Denver District Court No. 23CV31175  
Honorable J. Eric Elliff, Judge

Jason Soltani,

Plaintiff-Appellant,

v.

Colorado Public Employees' Retirement Association Board of Trustees,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE KUHN  
J. Jones and Moultrie, JJ., concur

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

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Court of Appeals No. 24CA0740  
Jefferson County District Court No. 19CV30826  
Honorable Randall C. Arp, Judge  
Honorable Chantel Contiguglia, Judge

Raphael Mukendi,

Plaintiff-Appellee,

v.

Bradley Schrock,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

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Court of Appeals Nos. 24CA0960 & 24CA0961  
Boulder County District Court No. 22PR30177  
Honorable Dea M. Lindsey, Judge

In re the Matter of Sewell Properties Trust.

Russell Robert McDonald and Dezra L. Lehr-Guthrie,  
  
Appellants,  
v.

Robert T. Sewell,  
  
Appellee.

ORDERS 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)**

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Court of Appeals No. 24CA1110  
Board of Assessment Appeals  
Case No. 23BAA6252

Jimmy Hernandez,  
  
Petitioner-Appellant,  
  
v.

Board of Assessment Appeals,  
  
Appellee.

ORDER AFFRIMED

Division I  
Opinion by JUDGE MOULTRIE  
J. Jones and Kuhn, JJ., concur

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

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Court of Appeals No. 24CA1228  
El Paso County District Court No. 23CV31441  
Honorable David A. Gilbert, Judge

Peak Neurology, PC, a Colorado corporation,

Plaintiff-Appellee and Cross-Appellant,

v.

Diane Hesselbrock, M.D.,

Defendant-Appellant and Cross-Appellee,

v.

Brad Priebe, D.O.,

Third-Party Defendant-Appellee.

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

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

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

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Court of Appeals No. 24CA1275  
Jefferson County District Court No. 23CV31339  
Honorable Ryan P. Loewer, Judge

Lindsay Datko and Jefferson County Students First d/b/a Jeffco Kids First,

Plaintiffs-Appellees,

v.

Rylee Dunn and Colorado News Conservancy, PBC d/b/a Arvada Press,

Defendants-Appellants.

ORDER REVERSED AND CASE  
REMANDED WITH DIRECTIONS

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

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

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Court of Appeals No. 24CA1439  
Montrose County District Court No. 22DR30023  
Honorable D. Cory Jackson, Judge

In re the Parental Responsibilities Concerning TMW, a Child,  
and Concerning Leon A. Leiba,  
Appellant,  
and  
Morgan Irene McCullah,  
Appellee,  
and  
Montrose County Department of Human Services,  
Intervenor-Appellee.

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

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

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

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Court of Appeals No. 24CA1541  
Summit County District Court No. 23CV30070  
Honorable Karen A. Romeo, Judge

RH Mining Claims, LLC,

Plaintiff-Appellant,

v.

Summit County Board of Adjustment,

Defendant-Appellee.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 24CA1544  
Mesa County District Court No. 22CV30392  
Honorable Valerie J. Robison, Judge

Jeffrey Malott,

Plaintiff-Appellant,

v.

Town of Palisade Fire Department,

Defendant-Appellee.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 24CA1545  
Boulder County District Court No. 98CR2283  
Honorable Nancy W. Salomone, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Thomas Gettings,

Defendant-Appellant.

ORDER AFFIRMED 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)**

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Court of Appeals No. 24CA1602  
City and County of Denver District Court No. 23CV32959  
Honorable Jon J. Olafson, Judge

Cory Boyd,

Plaintiff-Appellant,

v.

Colorado Department of Human Services, Colorado Department of Health Care  
Policy and Financing, Adams County Department of Human Services, and  
Rocky Mountain Human Services,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE SCHUTZ  
Román, C.J., and Fox, J., concur

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

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Court of Appeals No. 24CA1630  
Weld County District Court No. 23CV30569  
Honorable Todd Taylor, Judge

Incline Energy, LLC,

Plaintiff-Appellant,

v.

PDC Energy, Inc., and Extraction Oil and Gas, Inc.,

Defendants-Appellees.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

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

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

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Court of Appeals No. 24CA1830  
City and County of Denver Juvenile Court No. 23JV30663  
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning S.A.,

Appellant.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 24CA1971  
City and County of Denver Juvenile Court No. 23JV30343  
Honorable Lisa Gomez, Judge

The People of the State of Colorado,

Appellee,

In the Interest of L.S.M., a Child,

and Concerning J.A.R.,

Appellant.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 25CA0121  
Mesa County District Court No. 24JV70  
Honorable Craig P. Henderson, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning J.P. a/k/a J.A.,

Appellant.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 25CA0162  
City and County of Denver Juvenile Court No. 24JV30076  
Honorable Lisa Gomez, Judge

The People of the State of Colorado,  
Appellee,

In the Interest of A.L.G., a Child,

and Concerning A.R.M.,

Appellant.

JUDGMENT AFFIRMED

Division VI  
Opinion by JUDGE SULLIVAN  
Tow and Yun, JJ., concur

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

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Court of Appeals No. 25CA0534  
Pueblo County District Court No. 22MH400  
Honorable Allison P. Ernst, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Richard Hugh Twomey,

Respondent-Appellant.

ORDER AFFIRMED

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

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

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**PETITIONS FOR REHEARING**

Court of Appeals No. 23CA1197

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.

Petition for Rehearing DENIED

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

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Court of Appeals No. 24CA1075

In re the Estate of Fletcher Kehmeier, deceased.

Thomas Kehmeier,

Appellant,

v.

Mariel Kehmeier,

Appellee.

Petition for Rehearing DENIED

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

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Court of Appeals No. 24CA2119

Alida Garcia Martinez,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado, JJNJ Inc., and  
Employers Preferred Insurance Company,

Respondents.

Petition for Rehearing DENIED

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

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