

ANNOUNCEMENTS
Colorado Court of Appeals
August 28, 2025

ANNOUNCEMENTS
COLORADO COURT OF APPEALS
August 28, 2025

“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

[2025COA73](#)

Court of Appeals No. [23CA0430](#)

Jefferson County District Court No. 18CR3242

Honorable Robert Lochary, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Isaiah Josiah Lopez,

Defendant-Appellant.

ORDER AFFIRMED

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

[2025COA74](#)

Court of Appeals No. [24CA1399](#)

Fremont County District Court No. 22CV30030

Honorable Lynette M. Wenner, Judge

LT Income, LLC, a Colorado limited liability company,

Plaintiff-Appellant,

v.

David J. Purnell,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division I

Opinion by JUDGE KUHN

J. Jones and Moultrie, JJ., concur

[2025COA75](#)

Court of Appeals No. [24CA1713](#)

Mesa County District Court No. 22DR355

Honorable Craig P. Henderson, Judge

Honorable Daniel M. Garcia, Magistrate

In re the Marriage of

Jessica Kay Clark,

Appellee,

and

Christopher Clay Clark,

Appellant.

ORDER AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division VI

Opinion by JUDGE YUN

Tow, J., concurs

Sullivan, J., specially concurs

UNPUBLISHED OPINIONS

Court of Appeals No. 23CA1685
City and County of Denver District Court No. 17CR20003
Honorable Eric M. Johnson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Brent M. Kelley,

Defendant-Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 24CA0432
Douglas County District Court No. 20DR30744
Honorable Benjamin Todd Figa, Judge

In re the Marriage of

Asia Cruickshank,

Appellant,

and

Richard Cruickshank,

Appellee.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 24CA0618
Lincoln County District Court No. 22CR31
Honorable H. Clay Hurst, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Mitchell A. Miedema,

Defendant-Appellant.

JUDGMENT 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. 24CA0990
Fremont County District Court No. 16CR12
Honorable Kaitlin B. Turner, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Sean Patrick Overstreet,

Defendant-Appellant.

ORDER 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. 24CA1137
El Paso County District Court No. 15DR31546
Honorable Laura N. Findorff, Judge

In re the Marriage of

Abigail LaVoo,

Appellee,

and

Kevin Walda,

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. 24CA1226
Jefferson County District Court No. 23CV30108
Honorable Philip J. McNulty, Judge

Jonathon Alexander Cortez,

Plaintiff-Appellant,

v.

Arianna Castro,

Defendant-Appellee.

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. 24CA1593
Chaffee County District Court No. 18CV30016
Honorable Amanda Hunter, Judge

Alison Brown,

Plaintiff-Appellee,

v.

Chaffee County Board of Review; Miles Cotton, in His Official Capacity as
Chaffee County Planning Manager; and Board of County Commissioners of
Chaffee County,

Defendants-Appellants.

JUDGMENT 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)

Court of Appeals No. 24CA1707
Chaffee County District Court No. 24CV30005
Honorable Dayna Vise, Magistrate

Carrie Howard,

Plaintiff-Appellant,

v.

Estate of Peggy Welch,

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. 24CA1877
El Paso County District Court No. 17PR129
Honorable Kristen Hoffecker, Magistrate

In re the Estate of Boyd N. Higginbotham, Sr., deceased.

Kelly D. McGoffney,

Appellant,

v.

Catherine Seal, Diane Susan Evans, Boyd Higginbotham, Jr., Rodney
Higginbotham, and Orlanda Moore,

Appellees.

ORDER AFFIRMED

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

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

Court of Appeals No. 24CA1957
City and County of Denver District Court No. 24CV31993
Honorable Martin F. Egelhoff, Judge

Adams-Arapahoe School District 28J, Adams County School District 14,
Englewood School District No. 1, Harrison County School District 2, Arapahoe
County School District No. 6, ESS West, LLC, and Kelly Services Inc.

Plaintiffs-Appellants,

v.

Colorado Public Employees' Retirement Association,

Defendant-Appellee.

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

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

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

Court of Appeals No. 25CA0041
Delta County District Court No. 24CV4
Honorable Mary E. Deganhart, Judge

Ewelina Bajda, Jacob Dahlman, and James McCain Jr.,

Plaintiffs-Appellants,

v.

Teri Stephenson,

Defendant-Appellee.

JUDGMENT AFFIRMED
AND ORDER REVERSED

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

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

Court of Appeals No. 25CA0179
El Paso County District Court No. 24JV30324
Honorable Lin Billing-Vela, Judge

The People of the State of Colorado,

Appellee,

In the Interest of D.H.B. and T.A.B., Children,

and Concerning M.M.B.,

Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 25CA0516
Arapahoe County District Court No. 22JV108
Honorable Shay K. Whitaker, Judge

The People of the State of Colorado,

Appellee,

In the Interest of M.B., J.B., D.D., and N.D., Children,

and Concerning S.D.,

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. 25CA0536
Arapahoe County District Court No. 24JV274
Honorable Shay K. Whitaker, Judge

The People of the State of Colorado,

Appellee,

In the Interest of A.H.J.R., a Child,

and Concerning J.T.R.,

Appellant.

JUDGMENT AFFIRMED

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

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. 2025.