

ANNOUNCEMENTS
Colorado Court of Appeals
September 18, 2025

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UNPUBLISHED OPINIONS

Court of Appeals No. 22CA2105
Arapahoe County District Court No. 06CR2465
Honorable Ryan J. Stuart, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Malchijah John Lewis,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE GROVE
Harris and Pawar, JJ., concur

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

Court of Appeals No. 23CA0125
La Plata County District Court No. 21CR481
Honorable Suzanne F. Carlson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Kenneth Allen Stearns,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE GROVE
J. Jones and Schutz, JJ., concur

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

Court of Appeals No. 23CA0432
City and County of Denver District Court No. 19CR7335
Honorable Eric M. Johnson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Frank A. Lynch,

Defendant-Appellant.

JUDGMENT AFFIRMED IN PART AND VACATED IN PART,
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)

Court of Appeals No. 23CA0678
Jefferson County District Court No. 22CR1765
Honorable Christopher C. Zenisek, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jordon Christopher Burden,

Defendant-Appellant.

ORDER VACATED AND CASE
REMANDED WITH DIRECTIONS

Division III
Opinion by JUDGE DUNN
Tow and Berger*, JJ., concur

Prior Opinion Announced January 30, 2025, Vacated in 25SC101

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

Court of Appeals No. 23CA1866
City and County of Denver District Court No. 22CR6017
Honorable Karen L. Brody, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Treneil M. McNeal,

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. 23CA1867
Jefferson County District Court No. 23CR846
Honorable Tamara S. Russell, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Nasser Ismail Al-Jihad,

Defendant-Appellee.

RULING DISAPPROVED

Division III
Opinion by JUDGE DUNN
Brown, J., concurs
Schock, J., dissents

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

Court of Appeals No. 23CA1984
Fremont County District Court No. 19CR65
Honorable Lynette M. Wenner, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gary Gene Sanders, Jr.,

Defendant-Appellant.

APPEAL DISMISSED

Division V
Opinion by JUDGE FREYRE
Pawar and Yun, JJ., concur

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

Court of Appeals No. 23CA2067
Teller County District Court No. 22M245
Honorable Scott Sells, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Samuel David Harris,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUSTICE MARTINEZ*
Moultrie, J., concurs
J. Jones, J., dissents

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

Court of Appeals No. 24CA0287
Arapahoe County District Court No. 16CR1924
Honorable Darren L. Vahle, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Reed Boone O'Brien,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE HARRIS
Johnson and Schock, JJ., concur

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

Court of Appeals No. 24CA0596
El Paso County District Court No. 20CR6522
Honorable David Shakes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Timothy John Whistler,

Defendant-Appellant.

ORDER AFFIRMED

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

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

Court of Appeals No. 24CA0704
Archuleta County District Court No. 21CR125
Honorable Justin Patrick Fay, Judge
Honorable Kimberly Karn, Judge
Honorable Jeffrey R. Wilson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Cody Ross Cannon,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 24CA0715
Pueblo County District Court No. 22CR759
Honorable Thomas B. Flesher, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Matthew Tafoya,

Defendant-Appellant.

APPEAL DISMISSED IN PART
AND SENTENCE AFFIRMED

Division III
Opinion by JUDGE DUNN
Lipinsky and Kuhn, JJ., concur

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

Court of Appeals No. 24CA0758
City and County of Denver District Court No. 16CR6282
Honorable Alex C. Myers, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James E. Hodge,

Defendant-Appellant.

ORDER AFFIRMED

Division A
Opinion by CHIEF JUDGE ROMÁN
Berger* and Graham*, JJ., concur

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

Court of Appeals No. 24CA0801
Arapahoe County District Court No. 01CR1271
Honorable David N. Karpel, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jason Allen Scraver,

Defendant-Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division VI
Opinion by JUDGE GOMEZ
Welling and Sullivan, JJ., concur

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

Court of Appeals No. 24CA1033
Ouray County District Court No. 21CV30018
Honorable D. Cory Jackson, Judge

John T. Petruccelli,

Plaintiff-Appellee,

v.

JRF River Ranch LLC, a Colorado limited liability company, and Andrew
McGlone,

Defendants-Appellants.

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

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

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

Court of Appeals No. 24CA1111
Douglas County District Court No. 01CR600
Honorable Natalie Girard Stricklin, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Herman Fareti,

Defendant-Appellant.

ORDER AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division I
Opinion by JUDGE J. JONES
Grove and Schutz, JJ., concur

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

Court of Appeals No. 24CA1740
El Paso County District Court No. 24CR1215
Honorable Monica J. Gomez, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ignacio Gonzales,

Defendant-Appellant.

ORDER AFFIRMED

Division A
Opinion by JUDGE GRAHAM*
Román, C.J., and Berger*, J., concur

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

Court of Appeals No. 24CA1875
City and County of Denver District Court No. 19DR30638
Honorable Jennifer B. Torrington, Judge
Honorable Angela Boykins, Magistrate

In re the Parental Responsibilities Concerning C.J.R. and E.J.R., Children,
and Concerning Andria Lundquist,
Appellant,
and
Jeremy Raile,
Appellee.

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

Division III
Opinion by JUDGE LIPINSKY
Dunn and Kuhn, JJ., concur

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

Court of Appeals No. 24CA2087
El Paso County District Court No. 23DR32133
Honorable Marcus S. Henson, Judge

In re the Parental Responsibilities Concerning B.M.J.A., a Child,
and Concerning Jason Aguinaga,
Appellee,
and
Rosemary Aguinaga,
Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 25CA0078
Industrial Claim Appeals Office of the State of Colorado
DD No. 24300-2024

Angel Lowery,
Petitioner,
v.

Industrial Claim Appeals Office of the State of Colorado and Dillon Companies,
Inc.,
Respondents.

ORDER AFFIRMED

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

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

Court of Appeals No. 25CA0210
Industrial Claim Appeals Office of the State of Colorado
DD No. 32357-2023

Lillie Smallwood,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado,

Respondent.

ORDER AFFIRMED

Division V
Opinion by JUDGE PAWAR
Freyre and Yun, JJ., concur

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

Court of Appeals No. 25CA0283
Douglas County District Court No. 22JV30075
Honorable Ben L. Leutwyler III, Judge

The People of the State of Colorado,

Appellee,

In the Interest of H.H.M., a Child,

and Concerning A.R.M. and A.A.M.,

Appellants.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE FREYRE
Pawar and Yun, JJ., concur

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

Court of Appeals No. 25CA0531
Industrial Claim Appeals Office of the State of Colorado
DD No. 951-2025

Kaley Padilla Martinez,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado,

Respondent.

ORDER AFFIRMED

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

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

Court of Appeals No. 25CA0580
Washington County District Court No. 23JV30002
Honorable Carl S. McGuire III, Judge

The People of the State of Colorado,

Appellee,

In the Interest of W.W., a Child,

and Concerning H.L.,

Appellant.

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

Division VII
Opinion by JUDGE MOULTRIE
Tow and Lum, JJ., concur

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

Court of Appeals No. 25CA0626
Montrose County District Court No. 23JV30015
Honorable D. Cory Jackson, Judge

The People of the State of Colorado,

Appellee,

In the Interest of S.R.H., a Child,

and Concerning A.G.,

Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 25CA0717
Arapahoe County District Court No. 22JV486
Honorable Shay K. Whitaker, Judge

The People of the State of Colorado,

Appellee,

In the Interest of Ad.H. and Ar.H., Children,

and Concerning R.B.,

Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE FOX
Brown and Meirink, JJ., concur

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

Court of Appeals No. 25CA0791
El Paso County District Court No. 23JV30831
Honorable Diana K May, Judge

The People of the State of Colorado,

Appellee,

In the Interest of A.R.L., Jr., a Child,

and Concerning P.S.,

Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE MEIRINK
Fox and Brown, JJ., concur

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

Court of Appeals No. 25CA0928
Douglas County District Court No. 20MH94
Honorable Brian P. Fields, Magistrate

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Enoch Hetzel,

Respondent-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE SCHUTZ
J. Jones and Grove, JJ., concur

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

Court of Appeals No. 25CA0959
Industrial Claim Appeals Office of the State of Colorado
DD No. 27802-2024

Chitragupt Kulkarni,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado,

Respondent.

ORDER AFFIRMED

Division V
Opinion by JUDGE YUN
Freyre and Pawar, JJ., concur

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

Court of Appeals No. 25CA1214
Pueblo County District Court No. 24MH30035
Honorable Amiel Markenson, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Michael Allen Carr,

Respondent-Appellant.

ORDER AFFIRMED

Division A
Opinion by JUSTICE MARTINEZ*
Román, C.J., and Hawthorne*, J., concur

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

Court of Appeals No. 25CA1232
Pueblo County District Court No. 23MH8
Honorable Amiel Markenson, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of P.G.,

Respondent-Appellant.

ORDER AFFIRMED

Division III
Opinion by JUDGE KUHN
Dunn and Lipinsky, JJ., concur

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

Court of Appeals No. 25CA1309
Industrial Claim Appeals Office of the State of Colorado
DD No. 3960-2025

Austin Payne,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado,

Respondent.

ORDER AFFIRMED

Division V
Opinion by JUDGE YUN
Freyre and Pawar, JJ., concur

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

PETITIONS FOR REHEARING

Court of Appeals No. 21CA1104

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeremiah D. Casper,

Defendant-Appellant.

Petition for Rehearing DENIED

Court of Appeals No. 23CA1003

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Anastacio Mares,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 24CA0239

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ely Antonio Fuentes,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 24CA0840

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Obdulio Arvelo,

Defendant-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. 2025.