

ANNOUNCEMENTS
Colorado Court of Appeals
May 14, 2026

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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

[2026 COA 37](#)

Court of Appeals No. [25CA0110](#)
Boulder County District Court No. 22CV30341
Honorable Robert R. Gunning, Judge

Feet Forward - Peer Supportive Services and Outreach d/b/a Feet Forward, a nonprofit organization; Jennifer Shurley; Jordan Whitten; Shawn Rhoades; Mary Faltynski; Eric Budd; and John Carlson,

Plaintiffs-Appellants,

v.

City of Boulder and Maris Herold, Chief of Police for the City of Boulder,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE KUHN
Fox and Sullivan, JJ., concur

UNPUBLISHED OPINIONS

Court of Appeals No. 23CA0013
Weld County District Court No. 20CR1792
Honorable Vincente G. Vigil, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joseph Junior Gonzales,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE HARRIS
Dunn and Moultrie, JJ., concur

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

Court of Appeals No. 23CA0333
Arapahoe County District Court No. 20CR164
Honorable Eric White, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gregory Shad Sugg,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE MEIRINK
J. Jones and Lum, JJ., concur

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

Court of Appeals No. 23CA1128
Boulder County District Court No. 22CR455
Honorable Nancy W. Salomone, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Collin Sonny Kalel Marler,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE J. JONES
Lum and Meirink, JJ., concur

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

Court of Appeals No. 23CA1723
City and County of Denver District Court No. 18CR670
Honorable Christine C. Antoun, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

David Wayne Robinson,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE FREYRE
Brown and Schutz, JJ., concur

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

Court of Appeals No. 23CA2031
City and County of Denver District Court No. 22CR1855
Honorable Adam J. Espinosa, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Vincent S. Tapia,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE SCHUTZ
Freyre and Brown, JJ., concur

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

Court of Appeals No. 24CA0134
Jefferson County District Court No. 23CR96
Honorable Randall C. Arp, Judge
Honorable Jeffrey R. Pilkington, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Simon Alfredo Ramirez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE MOULTRIE
Dunn and Harris, JJ., concur

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

Court of Appeals No. 24CA0600
City and County of Denver District Court No. 15CR4878
Honorable Eric M. Johnson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James C. Close,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE DUNN
J. Jones and Fox, JJ., concur

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

Court of Appeals No. 24CA1408
Boulder County District Court No. 23DR30210
Honorable Andrew Hartman, Judge

In re the Marriage of

Michael Richard Janousek,

Appellee and Cross-Appellant,
and

Tamara Reynolds Janousek,

Appellant and Cross-Appellee.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE SCHUTZ
Freyre and Brown, JJ., concur

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

Court of Appeals No. 24CA2177
Larimer County District Court No. 15CR926
Honorable Stephen J. Jouard, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Eric David Gray,

Defendant-Appellant.

ORDER AFFIRMED

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

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

Court of Appeals No. 25CA0079
Boulder County District Court No. 24CV30372
Honorable Judith L. LaBuda, Judge

Pine View, LLC, a Colorado limited liability company, and CM3 Living Trust, a
Minnesota Trust,

Plaintiffs-Appellants,

v.

Board of County Commissioners of the County of Boulder, Colorado,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE BROWN
Freyre and Schutz, JJ., concur

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

Court of Appeals No. 25CA0236
City and County of Denver District Court No. 23DR30478
Honorable Andrew P. McCallin, Judge

In re the Marriage of

David Fritsch,

Appellee,

and

Brittany Fritsch,

Appellant.

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

Division IV
Opinion by JUDGE FREYRE
Brown and Schutz, JJ., concur

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

Court of Appeals No. 25CA0553
Eagle County District Court No. 17CV30102
Honorable Paul R. Dunkelman, Judge

Lindsay Winninger and Sports Rehab Consulting, LLC, a Colorado limited
liability company,

Plaintiffs-Appellants,

v.

Doris Kirchner,

Defendant-Appellee.

ORDER AFFIRMED

Division VII
Opinion by JUDGE PAWAR
Johnson and Gomez, JJ., concur

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

Court of Appeals No. 25CA0845
Boulder County District Court No. 25CV30247
Honorable J. Robert Lowenbach, Judge

Boulder RV and Boat Self Storage LLC,

Plaintiff-Appellee,

v.

Michael Lau,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE SCHOCK
Grove and Yun, JJ., concur

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

Court of Appeals No. 25CA1122
Weld County District Court No. 21DR30001
Honorable Kimberly B. Schutt, Judge

In re the Marriage of

Megan Rose Sharp,

Appellee,

and

Jeremiah Walker Sharp,

Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE FOX
J. Jones and Dunn, JJ., concur

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

Court of Appeals No. 25CA1130
Larimer County District Court No. 23CV30793
Honorable C. Michelle Brinegar, Judge

Thompson Crossing II Association,

Plaintiff-Appellee,

v.

Ellen Lee Bandy,

Defendant-Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division I
Opinion by JUDGE DUNN
J. Jones and Fox, JJ., concur

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

Court of Appeals No. 25CA1431
City and County of Denver District Court No. 11DR4141
Honorable Michael W.V. Angel, Judge

In re the Marriage of

Derek Zunker,

Appellee,

and

Sabrina Zunker,

Appellant.

APPEAL DISMISSED IN PART, ORDER AFFIRMED,
AND CASE REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE TOW
Welling and Lipinsky, JJ., concur

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

Court of Appeals No. 25CA1652
El Paso County District Court No. 24JV30461
Honorable Robin Chittum, Judge
Honorable Hilary Gurney, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning R.M.,

Appellant.

JUDGMENT AFFIRMED

Division A
Opinion by JUDGE BERNARD*
Román, C.J., and Ashby*, J., concur

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

Court of Appeals No. 25CA1707
El Paso County District Court No. 22DR31321
Honorable Frances Johnson, Judge

In re the Marriage of,

Kelley E. Buttner

Appellee,

and

Ryan Buttner,

Appellant.

ORDERS REVERSED IN PART AND VACATED IN PART

Division III
Opinion by JUDGE MOULTRIE
Dunn and Harris, JJ., concur

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

Court of Appeals No. 25CA1989
City and County of Denver District Court No. 11DR4141
Honorable Adam J. Espinosa, Judge

In re the Marriage of

Derek Zunker,

Appellee,
and

Sabrina Zunker,

Appellant.

APPEAL DISMISSED IN PART, ORDER AFFIRMED,
AND CASE REMANDED WITH DIRECTIONS

Division I
Opinion by JUDGE FOX
J. Jones and Dunn, JJ., concur

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

Court of Appeals No. 25CA1998
Montrose County District Court No. 24JV30043
Honorable Valerie J. Robison, Judge
Honorable D. Cory Jackson, Judge

The People of the State of Colorado,

Appellee,

In the Interest of K.S., a Child,

and Concerning P.S.,

Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE WELLING
Schock and Lum, JJ., concur

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

Court of Appeals No. 25CA2135
City and County of Denver Juvenile Court No. 25JV30395
Honorable Lisa Gomez, Judge

The People of the State of Colorado,

Appellee,

In the Interest of I.C., Z.C., D.C., T.C., M.C., E.C., and N.C., Children,
and Concerning R.O.B.J.C.,

Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE SCHOCK
Welling and Lum, JJ., concur

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

Court of Appeals No. 25CA2235
City and County of Denver Juvenile Court No. 25JV30395
Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Petitioner,

In the Interest of I.C., Z.C., D.C., T.C., M.C., E.C., and N.C., Children,
and Concerning A.A. f/k/a M.M.C.,

Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE LUM
Welling and Schock, JJ., concur

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

Court of Appeals No. 26CA0345
Arapahoe County District Court No. 25MH149
Honorable H. Clay Hurst, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Monique Powell,

Respondent-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE SCHUTZ
Freyre and Brown, JJ., concur

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

Court of Appeals No. 26CA0407
City and County of Denver Probate Court No. 25MH830
Honorable Beth A. Tomerlin, Magistrate

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Lincoln Harris,

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. 26CA0414
Jefferson County District Court No. 23MH474
Honorable Jessica Walker, Magistrate

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Jose Herrera,

Respondent-Appellant.

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. 26CA0548
Pueblo County District Court No. 26MH30029
Honorable Amiel Markenson, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Stephen Christopher Wolf,

Respondent-Appellant.

ORDER AFFIRMED

Division I

Opinion by JUDGE DUNN
J. Jones and Fox, JJ., concur

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

PETITIONS FOR REHEARING

Court of Appeals No. 23CA0719

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jose Garcia Valdivia,

Defendant-Appellant.

Opinion Modified On the Court's Own Motion
and Petition for Rehearing DENIED

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

Court of Appeals No. 23CA1928

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of A.P.R.,

Juvenile-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 23CA2083

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Brittnee Shaelynn Cavin,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 24CA0029

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Paul McDonald,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 24CA0227

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Tory Lester Zellars,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 25CA0542

Daniel W. Dauwe,

Plaintiff-Appellant,

v.

Fruitland Irrigation Company,

Defendant-Appellee.

Petition for Rehearing DENIED

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

Court of Appeals No. 25CA0836

Town of Superior, a municipal corporation of the State of Colorado, and the Board of County Commissioners of the County of Boulder, Colorado, a county government in the State of Colorado,

Plaintiffs-Appellants,

v.

The Board of County Commissioners of the County of Jefferson, Colorado, as successors in interest to the Jefferson County Airport Authority, and Erick Dahl, in his official capacity as Airport Director of the Rocky Mountain Metropolitan Airport,

Defendants-Appellees.

Petition for Rehearing DENIED

Court of Appeals No. 25CA1097

Denise Bruschi,

Plaintiff-Appellant,

v.

24 Hour Fitness USA, LLC d/b/a 24 Hour Fitness,

Defendant-Appellee.

Petition for Rehearing DENIED

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

MODIFIED OPINIONS

Court of Appeals No. 23CA1571
Jefferson County District Court No. 22CR2923
Honorable Robert C. Lochary

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gemini Elijah Garcia,

Defendant-Appellant.

Opinion Modified
on the Court's Own Motion

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

[2026 COA 25M](#)

Court of Appeals No. [25CA0026](#)
Boulder County District Court No. 24CV30320
Honorable Michael Kotlarczyk, Judge
Honorable Robern R. Gunning, Judge

SMB Advertising, Inc. d/b/a Yellow Scene Magazine,

Plaintiff-Appellee,

v.

City of Boulder, Colorado,

Defendant-Appellant.

Opinion Modified
on the Court's Own Motion

*Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2025.