

ANNOUNCEMENTS
Colorado Court of Appeals
July 16, 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.

UNPUBLISHED OPINIONS

Court of Appeals No. 23CA0802
Fremont County District Court No. 15CR224
Honorable Gilbert A. Martinez, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Steven Todd Whitt,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE SCHUTZ
Lipinsky and Yun, JJ., concur

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

Court of Appeals No. 23CA0954
Arapahoe County District Court No. 16CR3397
Honorable David Karpel, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

David Alberto Garcia,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 23CA0957
Fremont County District Court No. 22CR53
Honorable Kaitlin Turner, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Zeth Phillips,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE FREYRE
Kuhn and Taubman*, JJ., concur

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

Court of Appeals No. 23CA1547
Jefferson County District Court No. 22CR1545
Honorable Meegan A. Miloud, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Earl Richard Kelly,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE PAWAR
Sullivan and Meirink, JJ., concur

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

Court of Appeals No. 23CA1934
Jefferson County District Court No. 22CR101
Honorable Christopher Zenisek, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jason Rios,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE SULLIVAN
Pawar and Meirink, JJ., concur

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

Court of Appeals No. 24CA0014
Arapahoe County District Court No. 22CR1391
Honorable Jacob Edson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Dominique Adams-Cobb,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE SCHUTZ
Lipinsky and Yun, JJ., concur

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

Court of Appeals No. 24CA0098
Montezuma County District Court No. 22CR5017
Honorable Todd Jay Plewe, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Krystopher Quinn Montgomery,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE MOULTRIE
Gomez, J., concurs
Berger*, J., concurs in part and dissents in part

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

Court of Appeals No. 24CA0204
Pitkin County District Court No. 01CR80
Honorable Christopher G. Seldin, Judge
Honorable James B. Boyd, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Andrew Michael Kachik,

Defendant-Appellant.

ORDER AFFIRMED

Division III
Opinion by JUDGE JOHNSON
Freyre and Kuhn, JJ., concur

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

Court of Appeals No. 24CA0767
Douglas County District Court No. 22CV28
Honorable Andrew Baum, Judge

Renee Sweet and Jeffrey Buske,

Plaintiffs-Appellants,

v.

303 Construction Services, LLC, and Brian Anthony Moore,

Defendants-Appellees.

JUDGMENT AND ORDER AFFIRMED

Division II
Opinion by JUDGE TOW
Harris and Brown, JJ., concur

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

Court of Appeals No. 24CA1841
Alamosa County District Court No. 23CR308
Honorable Crista Newmyer-Olsen, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Angel Nieto,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE FREYRE
Kuhn and Taubman*, JJ., concur

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

Court of Appeals No. 25CA0136
El Paso County District Court No. 22CR3298
Honorable David A. Gilbert, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Top Dollar Pawn, LLC,

Defendant-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE LIPINSKY
Yun and Schutz, JJ., concur

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

Court of Appeals No. 25CA0724
San Miguel County District Court No. 23CV30026
Honorable D. Cory Jackson, Judge

Three-K-Nine, LLC, a Texas limited liability company,

Plaintiff-Appellant,

v.

Board of County Commissioners of the County of San Miguel,

Defendant-Appellee.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 25CA1140
Douglas County District Court No. 23DR332
Honorable Andrew Baum, Judge

In re the Marriage of

David Kole,

Appellee,

and

Kristen Nicole Kole,

Appellant.

ORDER AFFIRMED

Division II
Opinion by JUDGE BROWN
Harris and Tow, JJ., concur

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

Court of Appeals No. 25CA1353
Mesa County District Court No. 23JV9
Honorable Brian J. Flynn, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning T.J.,

Appellant,

and G.V.,

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. 25CA1636
Weld County District Court No. 22CV30064
Honorable Shannon Lyons, Judge

Ron A. Kingsford,

Attorney-Appellant,

and

Kingsford Law Offices,

Appellant,

v.

Northern Lights Exteriors LLC,

Defendant-Appellee.

ORDER AFFIRMED

Division III
Opinion by JUDGE TAUBMAN*
Freyre and Kuhn, JJ., concur

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

Court of Appeals No. 25CA1651
El Paso County District Court No. 22JV30323
Honorable Diana May, Judge

The People of the State of Colorado,

Appellee,

In the Interest of R.B., a Child,

and Concerning K.S. and C.B.,

Appellants.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE KUHN
Freyre and Johnson, JJ., concur

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

Court of Appeals No. 25CA1760
La Plata County District Court No. 25JV30000
Honorable Kim S. Shropshire, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning C.H.,

Appellant,

and

J.L.,

Appellee.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE TOW
Harris and Brown, JJ., concur

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

Court of Appeals No. 25CA1770
Boulder County District Court No. 24JV30028
Honorable J. Chris Larson, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning T.A.M.,

Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE BROWN
Harris and Tow, JJ., concur

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

Court of Appeals No. 25CA1898
Mesa County District Court No. 22CV60
Honorable Brian J. Flynn, Judge

Edward Jason Settle,

Plaintiff-Appellant,

v.

Valley Grown Nursery, LLC; Katherine Anne Adolf; and Delmar Lee Adolf,

Defendants-Appellees.

JUDGMENT AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division VII
Opinion by JUDGE PAWAR
Sullivan and Meirink, JJ., concur

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

Court of Appeals No. 25CA2321
City and County of Denver Juvenile Court No. 24JV30154
Honorable Laurie Clark, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning A.W.,

Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE GROVE
Martinez* and Berger*, JJ., concur

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

Court of Appeals No. 25CA2387
Montrose County District Court No. 25JV30020
Honorable D. Cory Jackson, Judge

The People of the State of Colorado,

Appellee,

In the Interest of P.G. and M.G., Children,

and Concerning R.C.,

Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE FREYRE
Johnson and Kuhn, JJ., concur

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

Court of Appeals No. 26CA0223
Weld County District Court No. 25JV43
Honorable Troy Hause, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning J.M.,

Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE BERGER*
Grove and Martinez*, JJ., concur

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

PETITIONS FOR REHEARING

Court of Appeals No. 23CA0799

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Charles G. Higdon III,

Defendant-Appellant.

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

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

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Court of Appeals No. [24CA0166](#)

Jefferson County District Court No. 23CR583

Honorable Norma A. Sierra, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michael Casey Simms,

Defendant-Appellant.

Opinion Modified
Petition for Rehearing GRANTED

Court of Appeals No. 24CA1323

Courtney Woodruff, Gheri Smith, Cristobal Zambrano, Casey Hodges, Joshua Shipley, Wesley Morgan, and Shannon Copeland,

Plaintiffs-Appellants,

v.

Tschetter Sulzer, P.C.; Cornerstone Apartment Services, Inc.; RedPeak Properties, LLC; Echelon Property Group, LLC; Colorado Apartment Association, Inc.; and Asset Living, LLC,

Defendants-Appellees.

Petition for Rehearing DENIED

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

[2026 COA 42M](#)

Court of Appeals No. [25CA0987](#)

Shia Brooks, for herself and as Common law Spouse and heir to the Estate of Gavin Tweed,

Plaintiff-Appellant,

v.

City and County of Denver, Denver Health and Hospital Authority, Paul Pazen, in his individual and official capacities, Elias Diggins, in his individual and official capacities, and Donna Lynne, in her individual and official capacities,

Defendants-Appellees.

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

Court of Appeals No. 25CA1200

Rodney Douglas Eaves,

Plaintiff-Appellant,

v.

Brittany Kilcullen, C.O. Romack, C.O. Morningrave a/k/a Morningwake,
Austin Chrestensen, Jason Lengerigh, Brittany Hathaway, Marshall Griffith,
Moses Stancil, C.O. Hildebrand, Kasey Artichoker, Narva Courtney, C.O.
Sherwood, James Hill, Richard Mata, Derrick Dockter, Jessica Gallegoes, and
Clarence Vandyke,

Defendants-Appellees.

Petition for Rehearing DENIED

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

MODIFIED OPINIONS

Court of Appeals No. 23CA0337
Arapahoe County District Court No. 22CR641
Honorable Ben L. Leutwyler III, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michael Barnes,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

Opinion Modified
on a Motion to Amend the Caption Page

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.