

COLORADO SUPREME COURT CASE ANNOUNCEMENTS MONDAY, OCTOBER 12, 2026

The Court's new and modified Opinions are now linked directly to the court's website:

<https://www.coloradojudicial.gov/supreme-court/opinions>

RULE CHANGE

[RULE CHANGE 2026\(15\)](#)

RULES GOVERNING ADMISSION TO THE PRACTICE OF LAW IN COLORADO Rule 203.6

Amended and Adopted by the Court, En Banc, October 8, 2026, effective October 12, 2026.

GRANTED PETITION FOR WRIT OF CERTIORARI

No. 26SC234, Court of Appeals Case No. 24CA2026

Petitioners:

Amanda Mayfield and Douglas Mayfield,

v.

Respondents:

Nancy DeLaCroix; MetLife Auto & Home Insurance Agency n/k/a Farmers General Insurance Agency, Inc., a Rhode Island corporation; American Strategic Insurance Corp. d/b/a Progressive Home, a Florida corporation; and Marshall & Swift/Boeckh, LLC, a Delaware corporation.

Petition for Writ of Certiorari GRANTED. EN BANC.

Whether the court of appeals erred in holding, as a matter of law, that a licensed insurance agent owes no duty to an insured with respect to a policy renewal when the agent's affirmative written misrepresentation during the original procurement directly caused, and continuously sustained, the insured's underinsurance through each successive renewal period and through the date of the total loss. Included in this issue is whether Progressive, and or Metlife, are vicariously liable for the negligence of their agent.

Issues Continued to next page

Whether *Kaercher v. Sater*, 155 P.3d 437 (Colo. App. 2006), which holds that a licensed insurance agent has no continuing duty to advise, guide, or direct a client to obtain adequate coverage, conflicts with established common law principles governing professional liability and voluntary assumption of duty, and whether the factors establishing a “special relationship” of entrustment between an agent and an insured require clarification by this court.

DENIED AS TO ALL OTHER ISSUES.

DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 26SC141, Court of Appeals Case No. 25CA185

Petitioner:

Natalie Messersmith,

v.

Respondent:

Deysi Cari.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC180, Court of Appeals Case No. 23CA1305

Petitioner:

Michael Lyne Green,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC185, Court of Appeals Case Nos. 24CA1352 & 24CA1845

Petitioners:

Wendy Wyss and Daniel Wyss,

v.

Respondents:

Timothy J. Campbell and Farmers Insurance Exchange.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC358, Court of Appeals Case No. 24CA1870

Petitioner:

Aaron Oswald Webb,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC396, Court of Appeals Case No. 22CA1447

Petitioner:

Philip Morgan,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC425, Court of Appeals Case No. 24CA1716

Petitioner:

Richard James Coulier, II,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC443, Court of Appeals Case No. 21CA744

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Victorino Lagunas, Jr.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC448, Court of Appeals Case No. 24CA551

Petitioner:

Norberto Garcia-Gonzales,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC459, Court of Appeals Case No. 26CA796

Petitioner:

Adam Strege,

v.

Respondents:

Grand Junction Police Department and RPM Real Property Management Company.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC463, District Court, Gilpin County, Case No. 25CV30024

Petitioner:

Darek Kassem,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC484, Court of Appeals Case No. 21CA814

Petitioner:

Nashid Rayon Rivers,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC485, Court of Appeals Case No. 23CA1807

Petitioner:

T.K.W.,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC516, Court of Appeals Case No. 25CA1303

Petitioner:

Aragon Philip,

v.

Respondents:

Industrial Claim Appeals Office, Waste Management of Colorado, and Indemnity Insurance Company of North America.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC541, Court of Appeals Case No. 25CA2384

Petitioner:

C.C.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of:

D.C.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC547, Court of Appeals Case No. 25CA2486

Petitioner:

A.L.R.H.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of:

M.L.J.,

and Concerning

A.T.K.J.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC549, Court of Appeals Case No. 26CA11

Petitioner:

J.R.T.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Children:

O.L.J. and A.T.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC552, Court of Appeals Case No. 25CA2321

Petitioner:

A.G.W.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of:

Z.O.K.S.,

and Concerning

B.R.S.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC565, Court of Appeals Case No. 25CA2165

Petitioner:

D.S.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of:

H.M.,

and Concerning

A.B.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 26SC581, Court of Appeals Case No. 25CA2393

Petitioner:

R.D.G.S., III,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Children:

L.R-J.M. and A.S.M.

Petition for Writ of Certiorari DENIED. EN BANC.
