

*ANNOUNCEMENTS*  
*COLORADO COURT OF APPEALS*  
*March 2, 2023*

“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**

[2023COA20](#)

Court of Appeals No. [20CA1375](#)  
Gilpin County District Court No. 18CR179  
Honorable Todd L. Vriesman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joshua James Cuellar,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV  
Opinion by JUDGE LIPINSKY  
Fox and Schock, JJ., concur

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**UNPUBLISHED OPINIONS**

Court of Appeals No. 19CA1231  
Larimer County District Court No. 18CR686  
Honorable Julie Kunce Field, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Zackary Alexander Crossmock,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV  
Opinion by JUDGE FOX  
Lipinsky and Schock, JJ., concur

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

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Court of Appeals No. 19CA1315  
Boulder County District Court No. 18CR421  
Honorable Andrew Hartman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Thomas Allan Hinks,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE BROWN  
J. Jones and Kuhn, JJ., concur

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

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Court of Appeals No. 19CA1592  
Mesa County District Court No. 17CR36  
Honorable Valerie J. Robison, Judge

The People of the State of Colorado,  
  
Plaintiff-Appellee,

v.

Matthew James Mitchell,  
  
Defendant-Appellant.

JUDGMENT AFFIRMED

Division V  
Opinion by JUDGE DUNN  
Brown and Gomez, JJ., concur

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

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Court of Appeals No. 20CA0424  
Pueblo County District Court No. 19CR185  
Honorable Deborah R. Eyler, Judge

The People of the State of Colorado,  
  
Plaintiff-Appellee,

v.

Alicia Antonia Martinez,  
  
Defendant-Appellant.

JUDGMENT VACATED AND CASE  
REMANDED WITH DIRECTIONS

Division IV  
Opinion by JUDGE FOX  
Lipinsky and Schock, JJ., concur

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

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Court of Appeals No. 20CA0425  
Pueblo County District Court No. 18CR776  
Honorable Kimberly J. Karn, Judge

The People of the State of Colorado

Plaintiff-Appellee,

v.

Rudy Victor Sosa,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE JOHNSON  
Dailey and Lum, JJ., concur

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

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Court of Appeals No. 20CA0560  
El Paso County District Court No. 19CR224  
Honorable Thomas K. Kane, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeraith Roosevelt Lee,

Defendant-Appellant.

JUDGMENT AFFIRMED, ORDER REVERSED,  
AND CASE REMANDED WITH DIRECTIONS

Division I  
Opinion by JUDGE BERNARD\*  
Dailey and Lum, JJ., concur

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

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Court of Appeals No. 20CA1190  
Mesa County District Court No. 18CR2377  
Honorable Valerie J. Robison, Judge

The People of the State of Colorado,  
  
Plaintiff-Appellee,

v.

Timothy Zane Russman,  
  
Defendant-Appellant.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE RICHMAN\*  
Johnson and Lum, JJ., concur

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

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Court of Appeals No. 20CA2166  
City and County of Denver District Court No. 09CR10267  
Honorable Shelley I. Gilman, Judge

The People of the State of Colorado,  
  
Plaintiff-Appellee,

v.

Saul Anaya,  
  
Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII  
Opinion by JUDGE GROVE  
Harris and Kuhn, JJ., concur

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

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Court of Appeals No. 21CA1337  
El Paso County District Court No. 20JD539  
Honorable Lin Billings Vela, Judge

The People of the State of Colorado,

Appellee,

In the Interest of C.T.,

Juvenile-Appellant.

JUDGMENT AFFIRMED

Division VII  
Opinion by JUDGE KUHN  
Harris and Grove, JJ., concur

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

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Court of Appeals No. 21CA1391  
Archuleta County District Court No. 19DR30017  
Honorable Jeffrey R. Wilson, Judge

In re the Marriage of

Dennis M. Barber, Sr.,

Appellant,

and

Mandy M. Barber,

Appellee.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division I  
Opinion by JUDGE DAILEY  
Lum and Graham\*, JJ., concur

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

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Court of Appeals No. 21CA1458  
Arapahoe County District Court No. 98CR1850  
Honorable Ryan A. Stuart, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Albert Peter Grenier,

Defendant-Appellant.

ORDER AFFIRMED

Division II  
Opinion by JUDGE FURMAN  
Freyre and Welling, JJ., concur

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

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Court of Appeals No. 21CA1701  
Larimer County District Court No. 19CV30900  
Honorable Julie Kunce Field, Judge

Slapstick, LLC,

Plaintiff-Appellant,

v.

First National Bank and Larimer County Sports, LLC

Defendants-Appellees.

JUDGMENT AFFIRMED AND CASE  
REMANDED WITH DIRECTIONS

Division VI  
Opinion by JUDGE SCHUTZ  
Navarro and Tow, JJ., concur

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

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Court of Appeals No. 21CA1878  
El Paso County District Court No. 20DR32859  
Honorable Frances Johnson, Judge

In re the Marriage of

Heather Ranta,

Appellee,

and

Jeffrey Ranta,

Appellant.

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

Division IV  
Opinion by JUDGE FOX  
Lipinsky and Schock, JJ., concur

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

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Court of Appeals No. 21CA2038  
City and County of Denver District Court No. 20CV32906  
Honorable Shelley I. Gilman, Judge

Carlos Gorbitz,

Plaintiff-Appellant,

v.

Springer and Steinberg P.C. and Jonathan Stein,

Defendants-Appellees.

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

Division III  
Opinion by JUDGE J. JONES  
Pawar and Yun, JJ., concur

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

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Court of Appeals No. 21CA2055  
El Paso County District Court No. 19CV31669  
Honorable Michael P. McHenry, Judge

Russell Allen,

Plaintiff-Appellant,

v.

Board of Regents for the University of Colorado,

Defendant-Appellee.

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

Division IV  
Opinion by JUDGE SCHOCK  
Fox and Lipinsky, JJ., concur

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

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Court of Appeals No. 22CA0075  
Larimer County District Court No. 21DR30114  
Honorable Julie Kunce Field, Judge

In re the Marriage of

Melissa Jean Noeldner,

Appellee,

and

David Ray Noeldner,

Appellant.

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

Division IV  
Opinion by JUDGE LIPINSKY  
Fox and Schock, JJ., concur

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

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Court of Appeals No. 22CA0120  
City and County of Broomfield District Court No. 19CV30094  
Honorable Robert J. Kiesnowski, Jr., Judge

Empire Petroleum Partners, LLC, a foreign limited liability company; and EPP-  
Colorado Acquisition, LLC, a foreign limited liability company,

Plaintiffs-Appellees and Cross-Appellants,

v.

Stafford Construction Services Corporation, d/b/a Stafford Development  
Corporation, d/b/a Stafford Homes Corporation; and Ledyard Brady,

Defendants-Appellants and Cross-Appellees.

JUDGMENT AFFIRMED IN PART AND REVERSED IN PART

Division III  
Opinion by JUDGE PAWAR  
J. Jones and Yun, JJ., concur

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

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Court of Appeals No. 22CA0141  
Jefferson County District Court No. 21DR30128  
Honorable Laura A. Tighe, Judge

In re the Marriage of

Sara Nicole Price Arora, n/k/a Sara Nicole Price,

Appellant,

and

Anchit Arora,

Appellee.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division I  
Opinion by JUDGE LUM  
Dailey and Johnson, JJ., concur

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

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Court of Appeals No. 22CA0227  
City and County of Denver District Court No. 21CV31821  
Honorable J. Eric Elliff, Judge

Gary Cook,

Plaintiff-Appellant,

v.

City and County of Denver, through its Board of Adjustment Appeals, and 980  
South Franklin Street, LLC,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division B  
Opinion by JUDGE GROVE  
Tow and Schutz, JJ., concur

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

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Court of Appeals No. 22CA0253  
Boulder County District Court No. 21CV30038  
Honorable Bruce Langer, Judge

Becca O'Connor,

Plaintiff-Appellant,

v.

Gary V. Koyen,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE RICHMAN\*  
Johnson and Lum, JJ., concur

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

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Court of Appeals No. 22CA1123  
Arapahoe County District Court No. 17DR830  
Honorable Cajardo Lindsey, Judge

In re the Marriage of

Lexia Brooks,

Appellee,

and

Robert Lee Brooks,

Appellant.

ORDER AFFIRMED

Division IV  
Opinion by JUDGE SCHOCK  
Fox and Lipinsky, JJ., concur

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

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**P E T I T I O N S F O R R E H E A R I N G**

Court of Appeals No. 20CA1041

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Cristina Wanda Sears,

Defendant-Appellant.

Petition for Rehearing DENIED

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

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Court of Appeals No. 21CA0515

Tax Credit Connection, Inc., a Colorado corporation, Ariel D. Steele, Randal D. Bjerke, Konrad L. Krauland, Steven M. Thibodeaux, Marc I. Katz,

Plaintiffs-Appellees,

v.

Rose Anne M. Guire; Jimmy R. Guire II, individually and as member; Corina Renee; TMR38, LLC; TMR40, LLC; TMR41, LLC; TMR43, LLC; TMR44, LLC; TMR45, LLC; Meadows Ranch, LLC; GW38 Irrevocable Trust; GW39 Irrevocable Trust; GW40 Irrevocable Trust; GW41 Irrevocable Trust; GW43 Irrevocable Trust; GW46 Irrevocable Trust; GW620 Irrevocable Trust; Tsawhawbitts Meadows Ranch Trust,

Defendants-Appellants.

Petition for Rehearing DENIED

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

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Court of Appeals No. 22CA0390

Frank Salazar,

Plaintiff-Appellant,

v.

Anthony J. Anderson, Kevin Kihn, Golden Automotive Group, LLC, d/b/a Planet Honda; Leo Payne; Black Hills Federal Credit Union, a South Dakota corporation; DeAnne Dietrich; and Kitty Gust,

Defendants-Appellees.

Petition for Rehearing DENIED

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

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\*Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2022.