

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
April 28, 2022*

“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

[2022COA47](#)

Court of Appeals No. [18CA0525](#)
El Paso County District Court No. 17CR760
Honorable Barbara L. Hughes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Khalil Jamandre Sanders,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE RICHMAN
Grove, J., concurs
Tow, J., specially concurs

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ANNOUNCEMENTS
Colorado Court of Appeals
April 28, 2022

[2022COA48](#)

Court of Appeals No. [20CA2043](#)

City and County of Denver District Court No. 19CV34812

Honorable Morris B. Hoffman, Judge

Johnson Family Law, P.C., d/b/a Modern Family Law,

Plaintiff-Appellant,

v.

Grant Bursek,

Defendant-Appellee.

JUDGMENT AFFIRMED IN PART AND REVERSED IN PART

Division I
Opinion by JUDGE FOX
Dailey and Schutz, JJ., concur

UNPUBLISHED OPINIONS

Court of Appeals No. 18CA1025
City and County of Denver District Court Nos. 16CR1398, 16CR1589,
16CR1590
Honorable Andrew P. McCallin, Judge
Honorable Martin F. Egelhoff, Judge
Honorable A. Bruce Jones, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ryan S. Barrie,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE RICHMAN
Tow and Grove, JJ., concur

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

Court of Appeals No. 18CA1073
Jefferson County District Court No. 17CR1624
Honorable Todd L. Vriesman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jordan Taggart LeMarinel,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE GOMEZ
Lipinsky and Davidson*, JJ., concur

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

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ANNOUNCEMENTS
Colorado Court of Appeals
April 28, 2022

Court of Appeals No. 18CA2229
Douglas County District Court No. 16PR30413
Honorable Michael Spear, Judge
Honorable H. Clay Hurst, Judge

In re the Estate of Edna Herbert Henderson, deceased.

Teresa Bradfield, individually and in her official capacity as Personal
Representative of the Estate of Edna Herbert Henderson,

Appellant,

v.

Maurice Rennemeyer,

Appellee.

ORDER AFFIRMED

Division V
Opinion by JUDGE DUNN
Welling and Yun, JJ., concur

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

Court of Appeals No. 18CA2279
El Paso County District Court No. 17CR1905
Honorable Gregory R. Werner, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Levi Barry Etherton,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE GROVE
Richman and Tow, JJ., concur

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

Court of Appeals No. 19CA0181
Arapahoe County District Court No. 05CR2205
Honorable Andrew C. Baum, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jack Evans McBride,

Defendant-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE DUNN
Welling and Yun, JJ., concur

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

Court of Appeals No. 19CA0259
Mesa County District Court No. 00CR907
Honorable Richard T. Gurley, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

David William Wiseman,

Defendant-Appellant.

SENTENCE AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 19CA0505
Arapahoe County District Court No. 18CR825
Honorable John E. Scipion, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Allison Thomson,

Defendant-Appellant.

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

Division I
Opinion by JUDGE FOX
Dailey and Schutz, JJ., concur

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

Court of Appeals No. 19CA1327
Adams County District Court Nos. 09CR1158 & 09CR2365
Honorable Tomee Crespín, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Victor Arnold Gabler,

Defendant-Appellant.

ORDERS AFFIRMED

Division A
Opinion by CHIEF JUDGE ROMÁN
Rothenberg* and Vogt*, JJ., concur

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

Court of Appeals No. 19CA1381
El Paso County District Court No. 12CR2344
Honorable David L. Shakes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Shane Erik Garrett,

Defendant-Appellant.

ORDER AFFIRMED

Division II
Opinion by JUDGE PAWAR
Kuhn and Davidson*, JJ., concur

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

Court of Appeals No. 19CA1494
El Paso County District Court No. 17CR6650
Honorable Gregory R. Werner, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

William Lawrence Derengowski,

Defendant-Appellant.

JUDGMENT AFFIRMED, SENTENCE REVERSED,
AND CASE REMANDED WITH DIRECTIONS

Division VI
Opinion by JUDGE FREYRE
Navarro and Harris, JJ., concur

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

Court of Appeals No. 19CA2017
City and County of Denver Juvenile Court No. 18JD803
Honorable Donna J. Schmalberger, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of A.Z-R.,

Juvenile-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE TOW
Richman and Grove, JJ., concur

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

Court of Appeals No. 19CA2043
Teller County District Court No. 18CR121
Honorable Scott Sells, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeffrey Boyd Bader,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE TAUBMAN*
Berger and Martinez*, JJ., concur

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

Court of Appeals No. 19CA2091
City and County of Denver District Court No. 18CR4673
Honorable Michael J. Vallejos, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James A. Avalos,

Defendant-Appellant.

ORDER VACATED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 19CA2191
Weld County District Court No. 17CR2857
Honorable Julie C. Hoskins, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Leonardo Baquiaux-Ajracaja,

Defendant-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE WELLING
Dunn and Yun, JJ., concur

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

Court of Appeals No. 19CA2348
Douglas County District Court No. 12CR620
Honorable Theresa Slade, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Randolph Guerrero,

Defendant-Appellant.

ORDER AFFIRMED

Division A
Opinion by JUDGE ROTHENBERG*
Román, C.J., and Vogt*, J., concur

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

Court of Appeals No. 20CA0476
El Paso County District Court No. 11CR3216
Honorable Marla Prudek, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Vincent Matthew Leon,

Defendant-Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division A
Opinion by CHIEF JUDGE ROMÁN
Rothenberg* and Vogt*, JJ., concur

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

Court of Appeals No. 20CA0661
Jefferson County District Court No. 19CR1742
Honorable Robert Lochary, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Sandra Livier Iniguez-Acevedo,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division A
Opinion by JUDGE VOGT*
Román, C.J., and Rothenberg, J., concur

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

Court of Appeals No. 20CA0778
Mesa County District Court No. 18CR1650
Honorable Richard T. Gurley, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ronald Lee Gray,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE DAVIDSON*
Lipinsky and Gomez, JJ., concur

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

Court of Appeals No. 20CA1150
Pitkin County District Court No. 18CR100
Honorable Christopher G. Seldin, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Kansas,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE RICHMAN
Tow and Taubman*, JJ., concur

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

Court of Appeals No. 20CA1426
Jefferson County District Court No. 18CV31962
Honorable Christopher C. Zenisek, Judge

Sheldon Spiegelman,

Plaintiff-Appellee and Cross-Appellant,

v.

Barbara Currie Carlson, a/k/a Barbara Carlson, a/k/a Barbara Currie, and
Jurgen Denk,

Defendants-Appellants and Cross-Appellees.

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

Division III
Opinion by JUDGE LIPINSKY
J. Jones and Gomez, JJ., concur

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

Court of Appeals No. 20CA1589
Arapahoe County District Court No. 18CV30263
Honorable Elizabeth Weishaupl, Judge

Nature's Gallery Estate, LLC, a Colorado limited liability company,

Plaintiff-Appellant,

v.

4700 South Forest Street, LLC, a Colorado limited liability company,

Defendant-Appellee.

JUDGMENT AFFIRMED IN PART AND VACATED IN PART

Division IV
Opinion by JUDGE TOW
Grove and Martinez*, JJ., concur

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

Court of Appeals No. 20CA1829
Jefferson County District Court No. 19CR4492
Honorable Christopher C. Zenisek, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jose Enrique Villa,

Defendant-Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division III
Opinion by JUDGE LIPINSKY
Gomez and Hawthorne*, JJ., concur

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

Court of Appeals No. 20CA1874
Jefferson County District Court No. 18CV31962
Honorable Christopher C. Zenisek, Judge

Sheldon Spiegelman,

Plaintiff-Appellee,

v.

Barbara Currie Carlson, a/k/a Barbara Carlson, a/k/a Barbara Currie, and
Jurgen Denk,

Defendants-Appellants.

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

Division III
Opinion by JUDGE LIPINSKY
J. Jones and Gomez, JJ., concur

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

Court of Appeals Nos. 20CA1937 & 21CA0787
City and County of Denver Probate Court No. 12PR1772
Honorable Elizabeth D. Leith, Judge

In the Interest of Joanne Black, Protected Person,

Gayle Young, in her capacity as Guardian Ad Litem for Joanne Black; and
Jeanette Goodwin, Conservator,

Appellees,

v.

Bernard Black, individually and as Suspended Trustee for the Supplemental
Needs Trust for the Benefit of Joanne Black,

Appellant.

ORDERS AFFIRMED

Division I
Opinion by JUDGE VOGT*
Dailey and Graham*, JJ., concur

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

Court of Appeals No. 20CA2106
Arapahoe County District Court No. 19CV30497
Honorable Elizabeth Beebe Volz, Judge

Murphy Creek Development, Inc., a Colorado limited liability company, and
Murphy Creek, LLC, a Wyoming limited liability company,

Plaintiffs-Appellees,

v.

Murphy Creek Metropolitan District No. 3, a quasi-municipal corporation and
political subdivision of the State of Colorado,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUSTICE MARTINEZ*
Berger and Taubman*, JJ., concur

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

Court of Appeals No. 20CA2157
Arapahoe County District Court No. 14PR30559
Honorable Michelle A. Amico, Judge

In the Matter of L.D.N., a Child,

Monique Robinson-Hines, Conservator,

Petitioner-Appellee,

v.

Chuck O. Egbune,

Attorney-Appellant.

ORDER AFFIRMED

Division VI
Opinion by JUDGE FREYRE
Navarro and Harris, JJ., concur

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

Court of Appeals No. 21CA0108
Boulder County District Court No. 19DR966
Honorable Norma A. Sierra, Judge
Honorable Andrew R. Macdonald, Judge

In re the Marriage of

Katrina Nichole Pattridge,

Appellant,

and

Jesse Snowbear Pattridge,

Appellee.

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

Division V
Opinion by JUDGE WELLING
Dunn and Yun, JJ., concur

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

Court of Appeals No. 21CA0211
Douglas County District Court No. 18CV89
Honorable David J. Stevens, Judge

Joseph Albert Ellsworth,
Plaintiff-Appellant,

v.

Jonathan Broyles and Image and Sound Forensics, LLC,
Defendants-Appellees.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE KUHN
Pawar and Bernard*, JJ., concur

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

Court of Appeals No. 21CA0326
El Paso County District Court No. 12DR2531
Honorable Chad Miller, Judge

In re the Parental Responsibilities Concerning B.B., a Child,
and Concerning William Muhr,

Appellant,

and

Dawna Braswell,

Appellee.

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

Division VII
Opinion by JUDGE BERGER
Brown and Johnson, JJ., concur

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

Court of Appeals No. 21CA0366
Arapahoe County District Court No. 19CV30497
Honorable Elizabeth Beebe Volz, Judge

Murphy Creek Development, Inc., a Colorado limited liability company, and
Murphy Creek, LLC, a Wyoming limited liability company,

Plaintiffs-Appellants,

v.

Murphy Creek Metropolitan District No. 3, a quasi-municipal corporation and
political subdivision of the State of Colorado,

Defendant-Appellee.

ORDER AFFIRMED

Division VII
Opinion by JUSTICE MARTINEZ*
Berger and Taubman*, JJ., concur

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

Court of Appeals No. 21CA0400
Larimer County District Court No. 17CV30226
Honorable Daniel M. McDonald, Judge

Glynis McDonald, f/k/a Glynis Esteem,

Plaintiff-Appellee,

v.

Jeffrey Jordan,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE GROVE
Richman and Tow, JJ., concur

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

Court of Appeals No. 21CA0718
Jefferson County District Court Nos. 17JV323 & 21DR434
Honorable Ann Gail Meinster, Judge

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

Savannah Mariah Kozlowski,

Appellee,

and

Justin Brush,

Appellant.

ORDER AFFIRMED

Division VI
Opinion by JUDGE HARRIS
Navarro and Freyre, JJ., concur

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

Court of Appeals No. 21CA0895
El Paso County District Court No. 19JV44
Honorable Robin Chittum, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning B.L.,

Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE HARRIS
Navarro and Freyre, JJ., concur

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

Court of Appeals No. 21CA0953
Douglas County District Court No. 20JV30
Honorable H. Clay Hurst, Judge

The People of the State of Colorado,

Appellee,

In the Interest of E.W.M. and E.E.M., Children,

and Concerning J.A.M. and H.S-G.,

Appellants.

JUDGMENT AFFIRMED

Division A
Opinion by JUDGE CASEBOLT*
Román, C.J., and Taubman*, J., concur

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

Court of Appeals No. 21CA1074
City and County of Denver Juvenile Court No. 19JV795
Honorable Pax L. Moultrie, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning S.J.S.,

Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE NAVARRO
Harris and Freyre, JJ., concur

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

Court of Appeals No. 21CA1267
Weld County District Court No. 19JV435
Honorable W. Troy Hause, Judge

The People of the State of Colorado,

Appellee,

In the Interest of Ta.W. and Te.W., Children,

and Concerning S.W.,

Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE TOW
Richman and Grove, JJ., concur

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

Court of Appeals No. 21CA1282
Montrose County District Court No. 20JV58
Honorable D. Cory Jackson, Judge

The People of the State of Colorado,

Appellee,

In the Interest of A.R. and L.B., Children,

and Concerning C.R. and J.R.L.,

Appellants.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE FOX
Dailey and Schutz, JJ., concur

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

Court of Appeals No. 21CA1360
Mesa County District Court No. 19JV214
Honorable Gretchen B. Larson, Judge

The People of the State of Colorado,

Appellee,

In the Interest of L.G.B., a Child,

and Concerning M.C.T.,

Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE HARRIS
Navarro and Freyre, JJ., concur

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

Court of Appeals No. 21CA1557
Weld County District Court No. 19JV560
Honorable Meghan Saleebey, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning J.K.,

Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE WELLING
Dunn and Yun, JJ., concur

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

Court of Appeals No. 21CA1605
El Paso County District Court No. 20JV537
Honorable Lin Billings Vela, Judge

The People of the State of Colorado,

Appellee,

In the Interest of D.G., a Child,

and Concerning A.G.,

Appellant.

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

Division VI
Opinion by JUDGE FREYRE
Navarro and Harris, JJ., concur

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

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ANNOUNCEMENTS
Colorado Court of Appeals
April 28, 2022

Court of Appeals No. 21CA1607
Ouray County District Court No. 20JV2
Honorable D. Cory Jackson, Judge

The People of the State of Colorado,

Appellee,

In the Interest of R.W. and S.W., Children,

and Concerning M.W.,

Appellant,

and H.D., a/k/a H.M.,

Appellee.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE TOW
Richman and Grove, JJ., concur

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

Court of Appeals No. 21CA1623
Industrial Claim Appeals Office of the State of Colorado
DD No. 41296-2021

Alan Justin Ducote,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and O'Keefe Ceramics
Inc.,

Respondents.

ORDER AFFIRMED

Division II
Opinion by JUDGE KUHN
Pawar and Bernard*, JJ., concur

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

Court of Appeals No. 21CA1690
City and County of Denver Juvenile Court No. 20JV405
Honorable D. Brett Woods, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning A.M.K.,

Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE GOMEZ
Lipinsky and Casebolt*, JJ., concur

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

Court of Appeals No. 21CA1693
Industrial Claim Appeals Office of the State of Colorado
DD No. 40136-2021

Wesley L. Sufficool,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Edelweiss
Restaurant Inc.,

Respondents.

ORDER AFFIRMED

Division III
Opinion by JUDGE CASEBOLT*
Lipinsky and Gomez, JJ., concur

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

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. 19CA0222

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert Jess Sherrill,

Defendant-Appellant.

Opinion Modified and
Petition for Rehearing DENIED

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

Court of Appeals No. 20CA1294

Tina Carver and Brian Carver,

Plaintiffs-Appellants,

v.

Joanne Parsons Underhill, in her official capacity as Personal Representative
for the Estate of James C. Underhill, Jr., and Neighborhood Law Office, P.C.,

Defendants-Appellees.

Petition for Rehearing DENIED

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

Court of Appeals No. 21CA0613

Jonathan F. Kornely,

Plaintiff-Appellant,

v.

Colorado Department of Revenue, Division of Motor Vehicles, acting by and through its Executive Director, Mark Ferrandino,

Defendant-Appellee.

Petition for Rehearing DENIED

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

Court of Appeals No. 21CA1757

Marjorie Mundell Hale; Justin Mundell, as Co-Trustee of the Sandra Kay Mundell Administrative Trust UAD June 19, 2013, Created Under the Sandra Kay Mundell Revocable Trust Dated June 19, 2013; Clinton Mundell, as Co-Trustee of the Sandra Kay Mundell Administrative Trust UAD June 19, 2013, Created Under the Sandra Kay Mundell Revocable Trust Dated June 19, 2013; Justin Mundell, as Personal Representative of the Estate of Sandra Kay Mundell, Deceased; and Clinton Mundell, as Personal Representative of the Estate of Sandra Kay Mundell, Deceased,

Plaintiffs-Appellees,

v.

Southeast Colorado Power Association,

Defendant-Appellant.

Petition for Rehearing DENIED

*Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2021.