

**CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, JUNE 27, 2022**

"Slip opinions" are the opinions delivered by the Supreme Court Justices and are subject to modification, rehearing, withdrawal, or clerical corrections. Modifications to previously posted opinions will be linked to the case number in the petition for rehearing section the day the changes are announced.

Click on the case number to view the opinion in pdf format.

OPINIONS

[2022 CO 35](#)

Supreme Court Case No. 21SC245
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 20CA695

Petitioner:

The People of the State of Colorado,

In the Interest of Minor Children:

My. K.M. and Ma. K.M.,

v.

Respondents:

V.K.L. and T.A.M.

Judgment Reversed
en banc

JUSTICE MÁRQUEZ delivered the Opinion of the Court, in which **CHIEF JUSTICE BOATRIGHT, JUSTICE HOOD, JUSTICE GABRIEL, JUSTICE HART, JUSTICE SAMOUR,** and **JUSTICE BERKENKOTTER** joined.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, JUNE 27, 2022

[2022 CO 36](#)

Supreme Court Case No. 20SC595
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 18CA1769

Petitioner:

Tung Chan, Securities Commissioner for the State of Colorado,

v.

Respondents:

HEI Resources, Inc. f/k/a Heartland Energy, Inc.; Charles Reed Cagle; Brandon Davis;
Heartland Energy Development Corporation; John Schiffner; and James Pollak.

Judgment Affirmed in Part and Reversed in Part
en banc

JUSTICE HART delivered the Opinion of the Court, in which **CHIEF JUSTICE BOATRIGHT, JUSTICE MÁRQUEZ, JUSTICE HOOD, JUSTICE GABRIEL, JUSTICE SAMOUR,** and **JUSTICE BERKENKOTTER** joined.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, JUNE 27, 2022

[2022 CO 37](#)

Supreme Court Case Nos. 22SA101, 22SA142, 22SA155
Original Proceedings Pursuant to § 1-40-107(2), C.R.S. (2021)
Appeals from the Ballot Title Setting Board

In the Matter of the Titles, Ballot Titles, and Submission Clauses for Proposed Initiatives
2021-2022 #67, #115, and #128

Petitioner:

Christopher Fine,

v.

Respondents:

Steven Ward and Levi Mendyk,

and

Title Board:

Teresa Conley, David Powell, and Jeremiah Barry.

Title Board Actions Reversed

en banc

JUSTICE HART delivered the Opinion of the Court, in which **CHIEF JUSTICE BOATRIGHT, JUSTICE MÁRQUEZ, JUSTICE HOOD, JUSTICE GABRIEL, JUSTICE SAMOUR,** and **JUSTICE BERKENKOTTER** joined.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, JUNE 27, 2022

[2022 CO 38](#)

Supreme Court Case No. 22SA58
Interlocutory Appeal from the District Court
Mesa County District Court Case No. 20CR1600
Honorable Valerie J. Robison, Judge

Plaintiff-Appellant:

The People of the State of Colorado,

v.

Defendant-Appellee:

Lamonte Xavier Smith.

Order Affirmed

en banc

JUSTICE SAMOUR delivered the Opinion of the Court, in which **CHIEF JUSTICE BOATRIGHT, JUSTICE MÁRQUEZ, JUSTICE HOOD, JUSTICE GABRIEL, JUSTICE HART,** and **JUSTICE BERKENKOTTER** joined.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, JUNE 27, 2022*

PETITIONS FOR REHEARING

2022 CO 26

Supreme Court Case No. 21SA265
Appeal from the District Court
District Court, City and County of Denver, Case No. 21CV30211
Honorable A. Bruce Jones, Judge

Petitioner-Appellant:

William C. Danks,

v.

Respondents-Appellees:

Colorado Public Utilities Commission and DCP Operating Company, L.P.

Petition for Rehearing DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, JUNE 27, 2022*

ORIGINAL PROCEEDING

[22SA207](#) In Re People v. Wright, Calvin
Order to Show Cause issued June 23, 2022

DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 21SC789, Court of Appeals Case No. 17CA2135

Petitioner:

Tanner George Flores,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC146, Boulder County District Court Case No. 20CV30894

Petitioner:

Jennifer Hein,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC151, Court of Appeals Case No. 20CA433

Petitioner:

Phillip Duran,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, JUNE 27, 2022*

No. 22SC153, Court of Appeals Case No. 19CA1704

Petitioner:

Jason Daniel Spinas,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC156, Court of Appeals Case No. 17CA2131

Petitioner:

John D. Kennedy,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC159, Court of Appeals Case No. 19CA145

Petitioner:

Michael Douglas Boshier,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC162, Boulder County District Court Case No. 21CV30452

Petitioner:

Serafim Sofias,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE BERKENKOTTER does not participate.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, JUNE 27, 2022*

No. 22SC163, Court of Appeals Case No. 19CA229

Petitioner:

Rafael Gomez-Diaz,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC166, Court of Appeals Case No. 19CA1577

Petitioner:

Rodney Deon Tucker,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC167, Court of Appeals Case No. 19CA1112

Petitioner:

Lah Po Say,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC168, Court of Appeals Case No. 20CA555

Petitioner:

David Bruce Coney,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, JUNE 27, 2022*

No. 22SC380, Court of Appeals Case No. 21CA1607

Petitioner:

M.W.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Children:

R.W. and S.W.,

and Concerning:

Respondent:

H.D. a/k/a H.M.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC382, Court of Appeals Case No. 21CA953

Petitioners:

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

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Children:

E.W.M. and E.E.M.

Petitions for Writ of Certiorari DENIED. EN BANC.

No. 22SC383, Court of Appeals Case No. 21CA1566

Petitioner:

A.S.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

A.S.

Petition for Writ of Certiorari DENIED. EN BANC.
