

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
April 7, 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

[2022COA40](#)

Court of Appeals No. [21CA0288](#)

Industrial Claim Appeals Office of the State of Colorado
WC No. 4-889-298

Dr. Hugh Macaulay,

Petitioner-Appellant and Cross Appellee,

v.

Allen Villegas,

Respondent-Appellee and Cross Appellant,

and

Industrial Claim Appeals Office of the State of Colorado, Denver Water, and
Travelers Indemnity Co.,

Respondents.

ORDER AFFIRMED IN PART, SET ASIDE IN PART,
AND CASE REMANDED WITH DIRECTIONS

Division III
Opinion by JUDGE LIPINSKY
Brown, J., concurs
Taubman*, J., concurs in part and dissents in part

UNPUBLISHED OPINIONS

Court of Appeals No. 18CA1095
Arapahoe County District Court No. 15CR1557
Honorable Andrew C. Baum, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert Jonathan Seacat,

Defendant-Appellant.

JUDGMENT AFFIRMED, SENTENCE VACATED,
AND CASE REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 18CA1685
El Paso County District Court No. 17CR3728
Honorable William B. Bain, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Anthony Patrick Mesa,

Defendant-Appellant.

JUDGMENT 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. 19CA0258
El Paso County District Court No. 12CR2540
Honorable Gregory R. Werner, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Nathan Paul Ownby,

Defendant-Appellant.

ORDER AFFIRMED

Division II
Opinion by CHIEF JUDGE ROMÁN
Pawar and Kuhn, JJ., concur

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

Court of Appeals No. 19CA1589
Arapahoe County District Court No. 93CR861
Honorable Darren L. Vahle, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Lyn Mervin,

Defendant-Appellant.

APPEAL DISMISSED

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

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

Court of Appeals No. 19CA1740
Pueblo County District Court No. 17CR2114
Honorable Larry C. Schwartz, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Perry Taylor Armstrong,

Defendant-Appellant.

JUDGMENTS AND SENTENCE AFFIRMED

Division II
Opinion by JUDGE DAVIDSON*
Pawar and Kuhn, JJ., concur

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

Court of Appeals No. 19CA2066
Jefferson County District Court No. 18CR3273
Honorable Tamara S. Russell, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert Alan Beall,

Defendant-Appellant.

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

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

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

Court of Appeals No. 19CA2276
Boulder County District Court No. 18JD293
Honorable Ingrid S. Bakke, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of J.V.F.R.,

Juvenile-Appellant.

ORDER VACATED

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

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

Court of Appeals No. 20CA1098
Jefferson County District Court No. 00CR1924
Honorable Laura A. Tighe, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Matthew Allen Burry,

Defendant-Appellant.

ORDER AFFIRMED AND
APPEAL DISMISSED IN PART

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

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

Court of Appeals No. 20CA1663
El Paso County District Court No. 18CV30875
Honorable G. David Miller, Judge

KO1515, LLC,

Intervenor-Plaintiff-Appellant,

v.

4-Way Ranch Metropolitan District No. 2,

Defendant-Appellee.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 20CA1808
City and County of Denver District Court No. 19CV32570
Honorable A. Bruce Jones, Judge

Delmart E.J.M. Vreeland, II,

Plaintiff-Appellant,

v.

Patrick J. Mulligan; Mulligan Breit, LLC; R. Scott Reisch; and Reisch Law Firm,
LLC,

Defendants-Appellees.

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. 20CA2049
City and County of Denver District Court No. 16CV31555
Honorable Darryl F. Shockley, Judge

Rachael Etchart, Janet Etchart, Katrina Fullmer, Gary Scholz, Jr., Gary Scholz, Sr., and Cindy Scholz,

Plaintiffs-Appellants,

v.

HCA-HealthONE, LLC, a Colorado limited liability company,

Defendant-Appellee.

ORDER AFFIRMED

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

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

Court of Appeals No. 20CA2097
Arapahoe County District Court No. 18CV32620
Honorable Frederick T. Martinez, Judge

Gil Gerstein,

Plaintiff-Appellee,

v.

Robins Kaplan, LLP,

Attorney-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. 20CA2121
Pueblo County District Court No. 19CR1270
Honorable Kimberly Karn, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeffrey Anthony Woodfork,

Defendant-Appellant.

JUDGMENT AND SENTENCE VACATED
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. 21CA0043
Montrose County District Court No. 19CV6
Honorable Mary E. Deganhart, Judge

GF Conservation Credit II, LLC,

Plaintiff-Appellant,

v.

Jimmy R. Guire II, Roseanne Madsen Guire, Meadows Ranch LLC,
Tsawhawbitts Meadows Ranch Trust, Tsawhawbitts Meadows Ranch Dynasty
Trust, GW39 Irrevocable Trust, TMR39 LLC, TMR40 LLC, and TMR44 LLC,

Defendants-Appellees.

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

Division II
Opinion by JUDGE KUHN
Román, C.J., and Pawar, J., concur

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

Court of Appeals No. 21CA0075
Pitkin County District Court No. 20CV5
Honorable Christopher G. Seldin, Judge

Jeremiah Casper,

Plaintiff-Appellant,

v.

Chief Brian Olson and Snowmass Village Police Department,

Defendants-Appellees.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 21CA0177
Douglas County District Court No. 18DR30102
Honorable Andrew C. Baum, Judge

In re the Marriage of

Christopher Hodyl,

Appellee,

and

Martine Bernard,

Appellant.

ORDERS 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. 21CA0390
Alamosa County District Court No. 19CV30020
Honorable Crista Newmyer-Olsen, Judge

Pakkapon Vienmanapun, Suparb Vienmanapun, and Thanyakamon
Thanyapunnanon,

Plaintiffs-Appellants,

v.

Thai Hut, LLC, Tempura House, LLC, Soranai Srasom, and Pimara Wipan-
Ngern,

Defendants-Appellees.

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. 21CA0911
Alamosa County District Court No. 20JV6
Honorable Amanda C. Hopkins, Judge

The People of the State of Colorado,

Appellee,

In the Interest of N.R.M-V., V.R.V., N.Y.V., and J.D., Children,

and Concerning G.K.M.,

Appellant.

JUDGMENT AFFIRMED

Division A
Opinion by CHIEF JUDGE ROMÁN
Casebolt* and Taubman*, JJ., concur

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

Court of Appeals No. 21CA1290
Logan County District Court No. 20JV1
Honorable Carl S. McGuire, III, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning C.M.,

Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE FOX
Dailey and Schutz, 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. 19CA0046

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Matthew Cardell Dunomes,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 19CA1220

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Brian Cory Gallegos,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 20CA0921

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michael Anthony Rivera,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 20CA1344

Doris McCauley,

Complainant-Appellee and Cross-Appellant,

v.

Colorado Department of Revenue, Division of Motor Vehicles, Driver's License
Section,

Respondent-Appellant and Cross-Appellee,

and

State Personnel Board,

Appellee.

Petition for Rehearing DENIED

Court of Appeals No. 21CA0503

In re the Marriage of

Derek Skellchock,

Appellant,

and

Alora-Ann Volz,

Appellee.

Petition for Rehearing DENIED

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. 2021.