

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
April 14, 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

[2022COA41](#)

Court of Appeals No. [20CA1776](#)
Jefferson County District Court No. 18CV31984
Honorable Laura A. Tighe, Judge

Frank “Kit” Hunter and Joan Hunter,

Plaintiffs-Appellants,

v.

SCL Health-Front Range, Inc., f/k/a Exempla, Inc., d/b/a Exempla Lutheran Medical Center, and Taylor Scism, R.N.,

Defendants-Appellees.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

[2022COA42](#)

Court of Appeals No. [20CA1879](#)
Larimer County District Court No. 17CV30536
Honorable Daniel M. McDonald, Judge

C & C Investments, LP,

Appellant,

v.

Martha L. Hummel,

Defendant-Appellee.

ORDERS AFFIRMED IN PART AND VACATED IN PART

Division I
Opinion by JUDGE SCHUTZ
Dailey and Fox, JJ., concur

[2022COA43](#)

Court of Appeals No. [21CA0659](#)
City and County of Denver Juvenile Court No. 19JV1672
Honorable Pax Moultrie, Judge

The People of the State of Colorado,

Appellee,

In the Interest of Jay.J.L. and Jac.J.L., Children,

and Concerning B.J.L. and J.M.G.,

Appellants.

ORDER OF LIMITED REMAND

Division V
Opinion by JUDGE YUN
Dunn and Welling, JJ., concur

UNPUBLISHED OPINIONS

Court of Appeals No. 18CA0282
Arapahoe County District Court No. 16CR1961
Honorable Andrew C. Baum, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Caterrius Latrent Martin, Jr.,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE BROWN
Berger and Johnson, JJ., concur

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

Court of Appeals No. 18CA0527
El Paso County District Court No. 17CR2232
Honorable David A. Gilbert, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Deandre Vonte Smith,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE GOMEZ
J. Jones and Lipinsky, JJ., concur

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

Court of Appeals No. 18CA1191
Arapahoe County District Court No. 17CR516
Honorable Jeffrey K. Holmes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Yury Sudakov,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 18CA2106
Delta County District Court No. 17CR31
Honorable Steven L. Schultz, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Bobby Robert Raymond Saenz,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE SCHUTZ
Dailey and Fox, JJ., concur

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

Court of Appeals No. 18CA2193
City and County of Denver District Court No. 18CR670
Honorable Kenneth M. Laff, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

David Wayne Robinson,

Defendant-Appellant.

JUDGMENT AFFIRMED, SENTENCE AFFIRMED IN PART
AND VACATED 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. 19CA0214
El Paso County District Court No. 17CR1603
Honorable Deborah J. Grohs, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Aaron Leslie Dungy,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 19CA0444
Weld County District Court No. 17CR107
Honorable Shannon D. Lyons, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ashley Arlene Moore,

Defendant-Appellant.

ORDER AFFIRMED

Division III
Opinion by JUDGE J. JONES
Lipinsky and Gomez, JJ., concur

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

Court of Appeals No. 19CA0629
Jefferson County District Court No. 18CR1668
Honorable Margie L. Enquist, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Michael Lighthall,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 19CA1296
Arapahoe County District Court No. 17JD967
Honorable Natalie T. Chase, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of M.E.M.,

Juvenile-Appellant.

JUDGMENT AFFIRMED 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. 19CA1653
City and County of Denver District Court No. 17CR10245
Honorable Kenneth M. Laff, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Justin Shyong,

Defendant-Appellant.

SENTENCE AFFIRMED

Division III
Opinion by JUDGE GOMEZ
J. Jones and Lipinsky, JJ., concur

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

Court of Appeals No. 19CA1760
Elbert County District Court No. 05CR22
Honorable Andrew C. Baum, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Daryle Ernest Hemphill,

Defendant-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE YUN
Welling and Rothenberg*, JJ., concur

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

Court of Appeals No. 20CA0030
City and County of Denver District Court No. 18CV31431
Honorable Kandace C. Gerdes, Judge

William Muhr,

Plaintiff-Appellant,

v.

Springer & Steinberg, P.C.,

Defendant-Appellee.

JUDGMENT AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division I
Opinion by JUDGE SCHUTZ
Dailey and Fox, JJ., concur

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

Court of Appeals No. 20CA0221
Montezuma County District Court No. 19CR282
Honorable Todd Jay Plewe, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Barbara Jean Howe,

Defendant-Appellant.

JUDGMENT AFFIRMED

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. 20CA0330
Arapahoe County District Court No. 06CR1235
Honorable Peter F. Michaelson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Alvin Doyl Sartain,

Defendant-Appellant.

ORDER AFFIRMED

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

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

Court of Appeals No. 20CA0988
Boulder County District Court No. 17CR1074
Honorable Judith L. LaBuda, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Garrett Matthew Coughlin,

Defendant-Appellee.

ORDER AFFIRMED

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

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

Court of Appeals Nos. 20CA1571 & 21CA0384
City and County of Denver District Court No. 18CV32385
Honorable Andrew P. McCallin, Judge

Martha Masko; Richard Garcia; and Denver Headquarters Condominium
Association, acting on a member derivative basis and individually,

Plaintiffs-Appellants,

v.

Robert Calvert; Joan Calvert; Teresa Petersen; Denver Headquarters
Condominium Association, Beal Bank SSB; and Bank of America, NA,

Defendants-Appellees.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 20CA1884
City and County of Broomfield District Court No. 19CV11
Honorable Robert W. Kiesnowski, Jr., Judge

Donald Willoughby,
Plaintiff-Appellant,

v.

JoLynne Reynolds,
Defendant-Appellee.

JUDGMENT AFFIRMED IN PART AND REVERSED IN PART

Division III
Opinion by JUDGE J. JONES
Lipinsky and Gomez, JJ., concur

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

Court of Appeals No. 20CA2002
Pitkin County District Court No. 17PR30020
Honorable Christopher G. Seldin, Judge

In re the Estate of Vincent G. Santucci, deceased.

Barry W. Lancett,
Appellant,

v.

Richard A. Knezevich,
Appellee.

JUDGMENT AND 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. 20CA2075
Adams County District Court No. 99CR1283
Honorable Tomee Crespín, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Priscilla Lee Jansma,

Defendant-Appellant.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE YUN
Dunn and Rothenberg*, JJ., concur

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

Court of Appeals No. 20CA2095
City and County of Denver District Court No. 01CR503
Honorable Karen L. Brody, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert Bodison,

Defendant-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE YUN
Dunn and Welling, JJ., concur

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

Court of Appeals No. 21CA0062
City and County of Denver District Court No. 20CV34023
Honorable Martin F. Egelhoff, Judge

Regina T. Drexler,

Plaintiff-Appellant,

v.

District Court Denver County,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE GOMEZ
J. Jones and Lipinsky, JJ., concur

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

Court of Appeals No. 21CA0084
Mesa County District Court No. 11CR1318
Honorable Richard T. Gurley, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joshua Eugene Ringold,

Defendant-Appellant.

ORDER AFFIRMED

Division VII
Opinion by JUDGE BROWN
Berger and Johnson, JJ., concur

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

Court of Appeals No. 21CA0099
Adams County District Court No. 19JV254
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Petitioner,

In the Interest of V.M., a Child,

and Concerning A.L.,

Appellant,

and

M.M.,

Appellee.

ORDER AFFIRMED

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

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

Court of Appeals No. 21CA0221
City and County of Denver District Court No. 20CV30336
Honorable Christopher J. Baumann, Judge

Lystn, LLC, d/b/a Answers Pet Food,

Plaintiff-Appellant,

v.

Commissioner of Agriculture, Colorado Department of Agriculture,

Defendant-Appellee.

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. 21CA0761
City and County of Broomfield District Court No. 16DR30082
Honorable Robert W. Kiesnowski, Jr., Judge

In re the Marriage of

Tina Donahue,

Appellee,

and

Mark P. Donahue,

Appellant.

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

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

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

Court of Appeals No. 21CA0820
Fremont County District Court No. 19JV76
Honorable Lynette M. Wenner, Judge

The People of the State of Colorado,

Appellee,

In the Interest of Ae.S. and Aa.S., Children,

and Concerning N.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. 21CA0986
El Paso County District Court No. 19JV744
Honorable Robin L. Chittum, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning A.S.,

Appellant,

and J.F.,

Appellee.

JUDGMENT 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. 21CA1075
El Paso County District Court No. 19JV297
Honorable Jessica L. Curtis, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning D.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. 21CA1127
Adams County District Court No. 20JV128
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning J.F. and C.S.,

Appellants.

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. 21CA1240
Adams County District Court No. 20JV63
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Appellee,

In the Interest of M.R., a Child,

and Concerning F.B.,

Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE GOMEZ
J. Jones and Lipinsky, JJ., concur

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

Court of Appeals No. 21CA1312
Weld County District Court No. 20JV57
Honorable W. Troy Hause, Judge

The People of the State of Colorado,

Appellee,

In the Interest of A.R. and J.C., Children,

and Concerning M.C.,

Appellant.

JUDGMENT 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. 21CA1375
City and County of Denver Juvenile Court No. 20JV302
Honorable D. Brett Woods, Judge

The People of the State of Colorado,

Appellee,

In the Interest of A.J.T., a Child,

and Concerning K.A.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. 21CA1395
Weld County District Court No. 20JV37
Honorable Meghan Saleebey, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning T.C.,

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. 21CA1464
Jefferson County District Court No. 20JV185
Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Appellee,

In the Interest of W.W-H., W.H., and W.U., Children,

and Concerning D.M.H., S.U., and E.W.,

Appellants.

JUDGMENT AFFIRMED

Division A
Opinion by JUDGE LIPINSKY
Fox and Freyre, 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. 17CA1979

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Damen Delvon Blake,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 18CA1694

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Matthew Samuel Smith,

Defendant-Appellant.

Opinion Modified and
Petition for Rehearing DENIED

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

Court of Appeals No. 19CA0611

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Vincent Fernando Garcia,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 19CA1284

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Christopher Ashley Shetskie,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 21CA0071

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Delano Marco Medina,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 21CA0357

In re the Marriage of

Amy Elizabeth Moore,

Appellee,

and

Benjamin Emanuel Moore,

Appellant.

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.