

**CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, DECEMBER 20, 2021**

"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

[**2021 CO 81**](#)

Supreme Court Case No. 21SA153
Original Proceeding Pursuant to C.A.R. 21
Jefferson County District Court Case No. 16CR1633
Honorable Philip J. McNulty, Judge

**In Re:
Plaintiff:**

The People of the State of Colorado,

v.

Defendant:

Kevin Wayne Viburg.

Rule Discharged
en banc

CHIEF JUSTICE BOATRIGHT delivered the Opinion of the Court.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

[2021 CO 82](#)

Supreme Court Case No. 21SA55
Original Proceeding Pursuant to C.A.R. 21
Broomfield County District Court Case No. 19CV30332
Honorable Robert W. Kiesnowski, Jr., Judge

**In Re
Plaintiffs:**

Maribel Ronquillo and Martin Cerda,

v.

Defendants:

EcoClean Home Services, Inc. and Jessie Williams.

Rule Discharged
en banc

JUSTICE MÁRQUEZ delivered the Opinion of the Court.
JUSTICE GABRIEL concurs in part and dissents in part, and **JUSTICE SAMOUR** and **JUSTICE BERKENKOTTER** join in the concurrence in part and dissent in part.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

[2021 CO 83](#)

Supreme Court Case No. 20SC360
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 17CA1815

Petitioner:

William J. Hunsaker, Jr.,

v.

Respondent:

The People of the State of Colorado.

Judgment Affirmed
en banc

JUSTICE HART delivered the Opinion of the Court.
JUSTICE GABRIEL dissents, and **CHIEF JUSTICE BOATRIGHT** joins in the dissent.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

[2021 CO 84](#)

Supreme Court Case No. 20SC236
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 16CA107

Petitioner:

Weston Jefferson Thomas,

v.

Respondent:

The People of the State of Colorado.

Judgment Reversed
en banc

JUSTICE SAMOUR delivered the Opinion of the Court.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

RULE CHANGES

[RULE CHANGE 2021\(24\)](#)

THE COLORADO APPELLATE RULES

Rule 51.1

Amended and Adopted by the Court, En Banc, December 16, 2021, effective immediately.

[RULE CHANGE 2021\(25\)](#)

RULES GOVERNING LAWYER DISCIPLINE AND DISABILITY PROCEEDINGS,
PROTECTIVE APPOINTMENT OF COUNSEL, CONTINUING LEGAL AND
JUDICIAL EDUCATION, ATTORNEYS' FUND FOR CLIENT PROTECTION, AND
LAWYER ASSISTANCE PROGRAMS

Rule 255

Amended and Adopted by the Court, En Banc, December 16, 2021, effective immediately.

ORIGINAL PROCEEDING

[21SA370](#)

In Re In the Interest of A.M.K.

Order to Show Cause issued on December 14, 2021

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

GRANTED PETITIONS FOR WRIT OF CERTIORARI

No. 21SC325, Court of Appeals Case No. 17CA1132

Petitioner/Cross-Respondent:

Dennis Chirinos-Raudales,

v.

Respondent/Cross-Petitioner:

The People of the State of Colorado.

Petition and Cross-Petition for Writ of Certiorari GRANTED. EN BANC.

Whether P.'s forensic interview was inadmissible in evidence because she was 15 at the time of the interview and child hearsay statements are admissible under section 13-25-129(2), C.R.S. (2021) only if, as relevant here, the declarant was *less than 15* at the time of the statements.

Whether a division of the court of appeals erred in concluding that the sentences for two sex offenses arising out of the same incident were required to run concurrently because they were based on identical evidence.

No. 21SC340, Court of Appeals Case No. 18CA595

Petitioner:

Jose Leonel Orellana-Leon,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari GRANTED. EN BANC.

Whether the court of appeals reversibly erred by relying on *People v. Chirinos-Raudales*, 2021 COA 37's expansive interpretation of the child hearsay statute rather than strictly construing it as *People v. McClure*, 779 P.2d 864, 866 (Colo. 1989) requires.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 21SC417, Eagle County District Court Case No. 20CV30235

Petitioner:

Tad Bowler,

v.

Respondent:

Ross David Blankenship.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC621, Court of Appeals Case No. 17CA768

Petitioner:

Kentrall Cornell Hines,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC622, Court of Appeals Case No. 19CA1361

Petitioner:

Vincent George Kouris,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC626, Court of Appeals Case No. 20CA1613

Petitioner:

Craig Robledo Valdez,

v.

Respondents:

Colorado Department of Corrections, Inmate Banking, Dean Williams, and Jeffrey Long.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 21SC627, Jefferson County District Court Case No. 20CV31215

Petitioner:

Andrew Parish,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC628, Court of Appeals Case No. 18CA349

Petitioner:

Dean J. Romero,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC629, Court of Appeals Case No. 18CA2010

Petitioner:

John Michael Cordova,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC630, Court of Appeals Case No. 19CA1119

Petitioner:

Thomas Andrew Huntley,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 21SC632, Court of Appeals Case No. 20CA467

Petitioner:

Michael Pierson,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC633, Court of Appeals Case No. 19CA583

Petitioner:

Eric Carl Pospisil,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC854, Court of Appeals Case No. 20CA1604

Petitioners:

A.V. and O.J.T.,

v.

Respondent:

The People of the State of Colorado,

In the interest of Minor Children:

S.T. and N.T.

Petitions for Writ of Certiorari DENIED. EN BANC.