

**CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, SEPTEMBER 26, 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 43](#)

Supreme Court Case No. 22SA72
Interlocutory Appeal from the District Court
Mesa County District Court Case No. 21CR581
Honorable Valerie J. Robison, Judge

Plaintiff-Appellant:

The People of the State of Colorado,

v.

Defendant-Appellee:

Isaiah Sylvester Deaner.

Order Affirmed

en banc

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

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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[2022 CO 44](#)

Supreme Court Case No. 22SA77
Interlocutory Appeal from the District Court
Mesa County District Court Case No. 21CR582
Honorable Valerie J. Robison, Judge

Plaintiff-Appellant:

The People of the State of Colorado,

v.

Defendant-Appellee:

Eduardo Rubio Barrera.

Order Affirmed
en banc

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

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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[2022 CO 45](#)

Supreme Court Case No. 21SC183
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 18CA481

Petitioner:

Cheryl Lynette Plemmons,

v.

Respondent:

The People of the State of Colorado.

Judgment Affirmed in Part and Reversed in Part
en banc

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

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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[2022 CO 46](#)

Supreme Court Case Nos. 22SA108 & 22SA111
Original Proceedings Pursuant to C.A.R. 21
District Court, City and County of Denver, Case No. 20CV32283
Honorable J. Eric Elliff, Judge

In Re
Plaintiff:

State of Colorado, ex rel. Philip J. Weiser, Attorney General,

v.

Defendants:

JUUL Labs, Inc.; Adam Bowen; James Monsees; Nicholas Pritzker; and Riaz Valani.

Rule Made Absolute
en banc

JUSTICE GABRIEL delivered the Opinion of the Court, in which **CHIEF JUSTICE BOATRIGHT**, **JUSTICE MÁRQUEZ**, **JUSTICE HOOD**, **JUSTICE HART**, and **JUSTICE SAMOUR** joined.
JUSTICE BERKENKOTTER did not participate.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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[2022 CO 47](#)

Supreme Court Case No. 22SA71
Original Proceeding Pursuant to C.A.R. 21
Arapahoe County District Court Case No. 20JD457
Honorable Bonnie McLean, Judge

In Re:

The People of the State of Colorado,

In the Interest of:

A.S.M., a Juvenile.

Rule Made Absolute
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, SEPTEMBER 26, 2022*

DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 21SC857, Court of Appeals Case No. 20CA182

Petitioner:

Genero Javon Zuniga,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.
JUSTICE HOOD does not participate.

No. 22SC54, Court of Appeals Case No. 19CA1713

Petitioner:

Shane Johnson,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC170, Court of Appeals Case No. 18CA2053

Petitioner:

Brian Scott Willert,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, SEPTEMBER 26, 2022*

No. 22SC259, Court of Appeals Case No. 20CA842

In re the matter of Derek Windell Cole Trust,

Petitioner:

Derek W. Cole,

v.

Respondent:

Marcie R. McMinimee, in her capacity as Trustee of the Derek Windell Cole Trust.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC264, Court of Appeals Case No. 19CA1417

Petitioner:

Raymond Lee Ortega,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC269, District Court, City and County of Denver, 19CV33082

Petitioner:

David Martinez,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC282, Court of Appeals Case No. 20CA821

Petitioner:

Joseph Able Montoya,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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No. 22SC284, Court of Appeals Case No. 18CA825

Petitioner:

Gustavo Navaez,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC285, Court of Appeals Case No. 19CA2320

Petitioner:

Michale Vereen Porter,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC288, Court of Appeals Case No. 19CA1291

Petitioner:

Scot Stockwell,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC291, Court of Appeals Case No. 19CA1700

Petitioner:

Orlando Rivera,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, SEPTEMBER 26, 2022*

No. 22SC292, Court of Appeals Case No. 20CA853

Petitioner:

Eric St. George,

v.

Respondent:

E. E.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC299, Court of Appeals Case No. 19CA506

Petitioner:

Matthew Samuel Smith,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC353, Mesa County District Court Case No. 21CV30149

Petitioner:

Dawn Scholl,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE HOOD does not participate.

No. 22SC354, Court of Appeals Case No. 20CA541

Petitioner:

Jakkara Javon Shyeem Craig,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE HOOD does not participate.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, SEPTEMBER 26, 2022*

No. 22SC358, Court of Appeals Case No. 18CA1095

Petitioner:

Robert Jonathan Seacat,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.
JUSTICE HOOD does not participate.

No. 22SC366, Court of Appeals Case No. 21CA84

Petitioner:

Joshua Eugene Ringold,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.
JUSTICE HOOD does not participate.

No. 22SC368, Court of Appeals Case No. 18CA2106

Petitioner:

Bobby Robert Raymond Saenz,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.
JUSTICE HOOD does not participate.

No. 22SC379, Court of Appeals Case No. 19CA1760

Petitioner:

Daryle Hemphill,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.
JUSTICE HOOD does not participate.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, SEPTEMBER 26, 2022

No. 22SC600, Court of Appeals Case No. 21CA1913

Petitioner:

T.B.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Children: N.B., I.B., J.B. and Ez.D.,

and Concerning: E.D. and J.N-B.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC601, Court of Appeals Case No. 21CA1694

Petitioner:

M.S., Sr.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child: M.S., Jr.,

and Concerning: S.D.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC621, Court of Appeals Case No. 21CA1774

Petitioners:

S.P.E. and B.E.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Children: T.P. and D.E.

Petitions for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, SEPTEMBER 26, 2022

No. 22SC627, Court of Appeals Case No. 21CA1894

Petitioner:

S.R.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child: H.G.,

and Concerning: J.G.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC630, Court of Appeals Case No. 21CA163

Petitioner:

D.B.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child: L.B.,

and Concerning: B.B.

Petition for Writ of Certiorari DENIED. EN BANC.
