

*ANNOUNCEMENTS*  
*COLORADO COURT OF APPEALS*  
*June 17, 2021*

“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**

[2021COA83](#)

Court of Appeals No. [20CA1475](#)

Industrial Claim Appeals Office of the State of Colorado  
WC No. 5034884

Timothy Browne,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and City of Colorado  
Springs, Colorado,

Respondents.

ORDER AFFIRMED

Division I  
Opinion by JUDGE DAILEY  
Freyre and Yun, JJ., concur

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ANNOUNCEMENTS  
Colorado Court of Appeals  
June 17, 2021

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[2021COA84](#)

Court of Appeals No. [20CA1523](#)

Industrial Claim Appeals Office of the State of Colorado  
WC No. 5-065-586

Delta County Memorial Hospital,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado, Robert C. Adams  
d/b/a Bob Adams Trucking, and Edith Keating,

Respondents.

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

Division IV  
Opinion by JUDGE HAWTHORNE\*  
Terry and Navarro, JJ., concur

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**UNPUBLISHED OPINIONS**

Court of Appeals No. 17CA0142  
Jefferson County District Court No. 15CR3432  
Honorable Christie A. Bachmeyer, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Miguel David Sanders, Jr.,

Defendant-Appellant.

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

Division VII  
Opinion by JUDGE FOX  
Dunn and Pawar, JJ., concur

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

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Court of Appeals No. 17CA1889  
Arapahoe County District Court No. 16CR785  
Honorable Phillip L. Douglass, Judge

The People of the State of Colorado,  
  
Plaintiff-Appellee,

v.

Desmond Alvis Martin,  
  
Defendant-Appellant.

JUDGMENT AND SENTENCE AFFIRMED  
AND CASE REMANDED WITH DIRECTIONS

Division II  
Opinion by JUDGE ROMÁN  
Harris and Lipinsky, JJ., concur

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

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Court of Appeals No. 18CA1608  
Douglas County District Court No. 00CR356  
Honorable David J. Stevens, Judge

The People of the State of Colorado,  
  
Plaintiff-Appellee,

v.

David Earl Russell,  
  
Defendant-Appellant.

SENTENCE AFFIRMED

Division A  
Opinion by CHIEF JUDGE BERNARD  
Davidson\* and Rothenberg\*, JJ., concur

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

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Court of Appeals No. 18CA1860  
Mesa County District Court No. 16CR5902  
Honorable Gretchen B. Larson, Judge

The People of the State of Colorado,  
  
Plaintiff-Appellee,

v.

Frederick J. Norris,

Defendant-Appellant.

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

Division VII  
Opinion by JUDGE PAWAR  
Fox and Dunn, JJ., concur

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

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Court of Appeals No. 18CA1875  
Boulder County District Court No. 14CR1120  
Honorable Bruce Langer, Judge

The People of the State of Colorado,  
  
Plaintiff-Appellee,

v.

Hoan Bui,

Defendant-Appellant.

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

Division VII  
Opinion by JUDGE DUNN  
Fox and Pawar, JJ., concur

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

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Court of Appeals No. 18CA2329  
Adams County District Court No. 17CR646  
Honorable Mark D. Warner, Judge  
Honorable Ted C. Tow, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Christopher Toney,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI  
Opinion by JUDGE RICHMAN  
Berger and Welling, JJ., concur

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

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Court of Appeals No. 18CA2426  
Mesa County District Court No. 18CR1201  
Honorable Brian J. Flynn, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Wayne Paul Fontaine, II,

Defendant-Appellant.

ORDER AFFIRMED

Division I  
Opinion by JUDGE DAILEY  
Yun and Rothenberg\*, JJ., concur

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

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Court of Appeals No. 19CA0043  
Arapahoe County District Court No. 16CR2125  
Honorable Ben L. Leutwyler, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ernesto Martinez Salas,

Defendant-Appellant.

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

Division II  
Opinion by JUDGE ROMÁN  
Harris and Lipinsky, JJ., concur

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

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Court of Appeals No. 19CA0132  
Pueblo County District Court No. 17CR414  
Honorable Thomas B. Flesher, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Marvin Odell Hopgood,

Defendant-Appellant.

JUDGMENT AFFIRMED AND CASE  
REMANDED WITH DIRECTIONS

Division V  
Opinion by JUDGE JOHNSON  
J. Jones and Grove, JJ., concur

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

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Court of Appeals No. 19CA0232  
El Paso County District Court No. 17CR3683  
Honorable Michael P. McHenry, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jose Luis Lopez-Perez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V  
Opinion by JUDGE J. JONES  
Grove and Johnson, JJ., concur

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

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Court of Appeals No. 19CA0502  
Boulder County District Court No. 16CR2327  
Honorable Bruce Langer, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Kristopher Chavez,

Defendant-Appellant.

JUDGMENT AFFIRMED, SENTENCE REVERSED,  
AND CASE REMANDED WITH DIRECTIONS

Division IV  
Opinion by JUDGE NAVARRO  
Brown and Casebolt\*, JJ., concur

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

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Court of Appeals No. 19CA0593  
Jefferson County District Court No. 17CR4349  
Honorable Lily W. Oeffler, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Edward Roy Barron,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division A  
Opinion by JUDGE DAVIDSON\*  
Bernard, C.J., and Rothenberg\*, J., concur

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

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Court of Appeals No. 19CA0969  
Adams County District Court No. 12CR295  
Honorable Sharon D. Holbrook, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeremy Fisher,

Defendant-Appellant.

ORDER AFFIRMED

Division I  
Opinion by CHIEF JUDGE BERNARD  
Vogt\* and Taubman\*, JJ., concur

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

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Court of Appeals No. 19CA1089  
Adams County District Court No. 09CR1160  
Honorable Sharon Holbrook, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeffrey Scott Medina,

Defendant-Appellant.

ORDER AFFIRMED

Division I  
Opinion by JUDGE YUN  
Dailey and Rothenberg\*, JJ., concur

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

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Court of Appeals No. 19CA1785  
Weld County District Court No. 17CR1763  
Honorable Julie C. Hoskins, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jorge Alonso Lechuga-Arguijo,

Defendant-Appellant.

JUDGMENT AND SENTENCE AFFIRMED

Division III  
Opinion by JUDGE GOMEZ  
Furman and Taubman\*, JJ., concur

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

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Court of Appeals No. 19CA1820  
Morgan County District Court No. 17CR448  
Honorable Charles M. Hobbs, Judge

The People of the State of Colorado,  
  
Plaintiff-Appellee,

v.

Ha Xiong,

Defendant-Appellant.

ORDER AFFIRMED

Division VI  
Opinion by JUDGE RICHMAN  
Berger and Welling, JJ., concur

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

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Court of Appeals No. 19CA1873  
Pueblo County District Court No. 19CR625  
Honorable Larry C. Schwartz, Judge

The People of the State of Colorado,  
  
Plaintiff-Appellee,

v.

Eloy David Marquez,

Defendant-Appellant.

JUDGMENT AFFIRMED, SENTENCE VACATED IN PART,  
AND CASE REMANDED WITH DIRECTIONS

Division A  
Opinion by JUDGE ROTHENBERG\*  
Bernard, C.J., and Davidson\*, J., concur

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

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Court of Appeals No. 19CA2214  
El Paso County District Court No. 14CR2810  
Honorable Jill M. Brady, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Raymond Nicholas Quintana,

Defendant-Appellant.

ORDER AFFIRMED

Division A  
Opinion by JUDGE TAUBMAN\*  
Bernard, C.J., and Vogt\*, J., concur

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

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Court of Appeals No. 20CA0066  
Weld County District Court No. 14JD440  
Honorable Thomas J. Quammen, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of B.C.,

Juvenile-Appellant.

ORDER AFFIRMED

Division II  
Opinion by JUDGE LIPINSKY  
Román and Harris, JJ., concur

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

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Court of Appeals No. 20CA0284  
Douglas County District Court No. 09DR822  
Honorable Gary M. Kramer, Judge  
Honorable Cynthia Mares, Judge

In re the Marriage of

Donald Saltzman,

Appellant and Cross-Appellee,

and

Tena Saltzman,

Appellee and Cross-Appellant.

JUDGMENT AFFIRMED AND CASE  
REMANDED WITH DIRECTIONS

Division VII  
Opinion by JUDGE DUNN  
Fox, J., concurs  
Pawar, J., dissents

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

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Court of Appeals No. 20CA0397  
Arapahoe County District Court No. 88CR399  
Honorable Michael J. Spear, Judge

The People of the State of Colorado,  
  
Plaintiff-Appellee,

v.

Freddie A. Diaz,

Defendant-Appellant.

ORDER AFFIRMED

Division VI  
Opinion by JUDGE WELLING  
Richman and Berger, JJ., concur

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

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Court of Appeals No. 20CA0410  
Lincoln County District Court No. 19CV20  
Honorable H. Clay Hurst, Judge

Jacob Patrick Ind,

Plaintiff-Appellant,

v.

Colorado Department of Corrections,

Defendant-Appellee.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division I  
Opinion by JUDGE ROTHENBERG\*  
Dailey and Yun, JJ., concur

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

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Court of Appeals No. 20CA0416  
Jefferson County District Court No. 18CV30204  
Honorable Laura Ann Tighe, Judge

Sefija Djukic,

Plaintiff-Appellant,

v.

Patrick Murphy,

Defendant-Appellee.

ORDER AFFIRMED

Division VII  
Opinion by JUDGE FOX  
Dunn and Pawar, JJ., concur

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

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Court of Appeals No. 20CA1029  
Larimer County District Court Nos. 17DR48 & 18JV143  
Honorable Julie Kunce Field, Judge

In re the Parental Responsibilities Concerning G.L.S., a Child,  
and Concerning Kimberly Grace Chambers,

Appellant,

and

Kary Elizabeth Sterling,

Appellee.

ORDER AFFIRMED

Division A  
Opinion by CHIEF JUDGE BERNARD  
Casebolt\* and Hawthorne\*, JJ., concur

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

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Court of Appeals No. 20CA1063  
Mesa County District Court No. 19CV50  
Honorable Gretchen B. Larson, Judge

Patrick Goldsworthy,  
Plaintiff-Appellee,

v.

Tammy Tatarcuk,  
Defendant-Appellant.

JUDGMENT AFFIRMED

Division A  
Opinion by CHIEF JUDGE BERNARD  
Davidson\* and Rothenberg\*, JJ., concur

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

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Court of Appeals No. 20CA1422  
Adams County District Court No. 19JV98  
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,  
Appellee,

In the Interest of X.E-J-Q.G., a Child,  
and Concerning J.G.,

Appellant.

JUDGMENT AFFIRMED

Division VI  
Opinion by JUDGE RICHMAN  
Berger and Welling, JJ., concur

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

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Court of Appeals No. 20CA1572  
Boulder County District Court No. 20CV30270  
Honorable Judith L. LaBuda, Judge

Theodore Nichols,  
Plaintiff-Appellant,

v.

Dean Williams, Executive Director, Colorado Department of Corrections,  
Defendant-Appellee.

JUDGMENT AFFIRMED

Division V  
Opinion by JUDGE JOHNSON  
J. Jones and Grove, JJ., concur

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

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Court of Appeals No. 20CA1789  
Adams County District Court No. 17JV311  
Honorable Patrick H. Pugh, Judge

The People of the State of Colorado,  
Appellee,

in the Interest of K.C.H., a Child,  
and Concerning J.C. and R.H.,

Appellants.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE FURMAN  
Tow and Gomez, JJ., concur

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

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Court of Appeals No. 20CA1826  
El Paso County District Court No. 18JV719  
Honorable Lin Billings Vela, Judge

The People of the State of Colorado,

Appellee,

In the Interest of A.M., Jr. and B.M., Children,

and Concerning A.M.,

Appellant,

and

M.M.,

Appellee.

JUDGMENT AFFIRMED

Division V  
Opinion by JUDGE GROVE  
J. Jones and Johnson, JJ., concur

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

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Court of Appeals No. 20CA1951  
City and County of Denver Juvenile Court No. 19JV1493  
Honorable Pax L. Moultrie, Judge

The People of the State of Colorado,

Appellee,

In the Interest of S.S.W.J., a Child,

and Concerning V.F.M.,

Appellant.

JUDGMENT AFFIRMED

Division IV  
Opinion by JUDGE NAVARRO  
Brown and Davidson\*, JJ., concur

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

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Court of Appeals No. 20CA1964  
Boulder County District Court No. 18JV177  
Honorable Norma A. Sierra, Judge  
Honorable Patrick Butler, Judge

The People of the State of Colorado,

Appellee,

In the Interest of Jam.M., Jac.M., and Jo.M., Children,

and Concerning M.M.,

Appellant.

JUDGMENT AFFIRMED

Division V  
Opinion by JUDGE JOHNSON  
J. Jones and Grove, JJ., concur

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

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Court of Appeals No. 20CA2008  
Arapahoe County District Court No. 20JV323  
Honorable Natalie T. Chase, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning M.A.,

Appellant.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division IV  
Opinion by JUDGE BROWN  
Navarro and Davidson\*, JJ., concur

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

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Court of Appeals No. 20CA2011  
Mesa County District Court No. 19JV281  
Honorable Matthew D. Barrett, Judge

The People of the State of Colorado,

Appellee,

In the Interest of K.J.D., a Child,

and Concerning T.J.T.,

Appellant.

JUDGMENT AFFIRMED

Division IV  
Opinion by JUDGE DAVIDSON\*  
Navarro and Brown, JJ., concur

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

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**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. 18CA0332

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Charles Raheen Scott,

Defendant-Appellant.

Petition for Rehearing DENIED

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Court of Appeals No. 18CA1342

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Mohammed Ahmed Abdul Jones,

Defendant-Appellant.

Petition for Rehearing DENIED

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

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**MODIFIED OPINIONS**

Court of Appeals No. 17CA1025  
Adams County District Court No. 15CR4021  
Honorable Ted C. Tow, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Anthony Gerald Wernsman,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI  
Opinion by JUDGE TAUBMAN\*  
Lipinsky and Pawar, JJ., concur

Opinion Modified  
on the Court's Own Motion

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

Announced April 29, 2021

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\*Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2020.