

**CASE ANNOUNCEMENTS  
COLORADO SUPREME COURT  
MONDAY, AUGUST 16, 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.

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**GRANTED PETITIONS FOR WRIT OF CERTIORARI**

**No. 20SC865, Court of Appeals Case No. 19CA1360**

**Petitioner:**

James Woo,

v.

**Respondents:**

El Paso County Sheriff's Office and Fourth Judicial District Attorney's Office.

Petition for Writ of Certiorari GRANTED. EN BANC.

Whether the court of appeals erred in holding that the Colorado Governmental Immunity Act does not violate petitioner's constitutional right against deprivation of property without due process in barring his replevin claim, even if the criminal court lacks jurisdiction to address a post-sentence motion for return of property.

DENIED AS TO ALL OTHER ISSUES.

**COLORADO SUPREME COURT CASE ANNOUNCEMENTS**

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**HELD PETITIONS FOR WRIT OF CERTIORARI**

No. 21SC9, Farmer v. People

**Held pending 20SC236, *Thomas v. People***

21SC129, Johnson v. People

**Held pending 21SA153, *In re People v. Viburg.***

21SC130, Johnson v. People

**Held pending 21SA153, *In re People v. Viburg.***

**DENIED PETITIONS FOR WRIT OF CERTIORARI**

**No. 20SC846, Court of Appeals Case No. 19CA361**

**Petitioners/Cross-Respondents:**

Georges Robert Saad and Forte Development Group, LLC, a Colorado limited liability company,

v.

**Respondents/Cross-Petitioners:**

Robert K. Hirsch, individually and as trustee for the Belinda A. Begley and Robert K. Hirsch Revocable Trust; and Belinda A. Begley, individually and as trustee for the Belinda A. Begley and Robert K. Hirsch Revocable Trust.

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

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**No. 20SC879, Adams County District Court Case No. 20CV30660**

**Petitioner:**

H. W.,

v.

**Respondent:**

City of Thornton.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 20SC895, Court of Appeals Case No. 19CA804**

**Petitioner:**

LFI Fort Pierce, Inc.,

v.

**Respondents:**

Gary W. Suydam and Lisa Linch-Suydam.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 20SC915, District Court, City and County of Denver, Case Nos. 18CV31264 & 18CV31265**

**Petitioner:**

Regina Drexler,

v.

**Respondent:**

Rachel Brown.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE HOOD does not participate.

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**No. 20SC931, Court of Appeals Case No. 18CA1471**

**Petitioners:**

Louise H. Ingalls, individually, and as surviving parent of Taft M. Conlin and Stephen E. Conlin, individually, and as surviving parent of Taft M. Conlin,

v.

**Respondent:**

The Vail Corporation, a Colorado corporation.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 20SC933, Court of Appeals Case No. 18CA240**

**Petitioner:**

Lorenzo Cardenas-Villescas, Sr.,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**COLORADO SUPREME COURT CASE ANNOUNCEMENTS**

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**No. 20SC979, Court of Appeals Case No. 19CA1245**

**Petitioners:**

Robert K. Hirsch and Belinda Ann Begley, individually and as Trustees for the Belinda A. Begley and Robert K. Hirsch Revocable Trust, U/T/A dated 1/9/2014,

v.

**Respondents:**

Myrtle Ireson; Lisa, Harris as Special Administrator of the Estate of Virginia Hoeckele; Andrew J. Gibbs; and Gibbs-Young, LLC.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 20SC981, Court of Appeals Case No. 19CA1489**

**Petitioners:**

Felix A. DeJean, III and Carolyne DeJean,

v.

**Respondents:**

Lake View Townhome Condominium Association, Inc., a Colorado nonprofit corporation; and Colleen A. Grosz.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 20SC993, Court of Appeals Case No. 17CA382**

**Petitioner:**

Byron Wayne Linton,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC22, Court of Appeals Case No. 19CA1897**

**Petitioner:**

DownsMore, LLC, a Colorado limited liability company,

v.

**Respondents:**

Transportation Commission and Department of Transportation, State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 21SC27, Court of Appeals Case No. 19CA880**

**Petitioner:**

Manufacturing Contractors, Inc.,

v.

**Respondent:**

Rio Grande Canyon Properties, Inc.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC30, Court of Appeals Case No. 19CA1056**

**Petitioner:**

Matthew Manuel Barnett,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC34, Court of Appeals Case No. 19CA848**

**Petitioner:**

Janet S. Schlindwein,

v.

**Respondent:**

Michael Kennedy.

Petition for Writ of Certiorari DENIED. EN BANC.

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**COLORADO SUPREME COURT CASE ANNOUNCEMENTS**

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**No. 21SC97, Court of Appeals Case No. 19CA1464**

**Petitioner:**

Jonah Energy LLC,

v.

**Respondents:**

Riggs Oil & Gas Corporation; Gasconade Oil Company; Helm Energy, LLC; McLish Resources, L.P., LLLP; W. Clifton Arbuckle Trust Dated 1/1/1996; Los Feliz Oil Company, LLC; Samis Oil Company, Inc.; MKB Energy, LLC; Westar Oil & Gas, Inc.; JJB Energy Ventures, LC; Callaway Oil, L.L.C.; Anadarko Partners II, L.P.; Cartel Petroleum, Inc.; Castlebay Energy LLC; Coyote Energy LLC; S.N.S. Oil & Gas Properties, Inc.; Winchester Energy, LLC; El Dorado Corporation; and Ridgeview Exploration, Inc.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC101, Court of Appeals Case No. 17CA1233**

**Petitioner:**

Ian Jed Sauser,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC122, Court of Appeals Case No. 19CA2084**

**In re the Marriage of**

**Petitioner:**

Rebecca Greene Crouch,

and

**Respondent:**

William Blake Crouch.

Petition for Writ of Certiorari DENIED. EN BANC

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 21SC125, Court of Appeals Case No. 18CA2272**

**Petitioner:**

Jesse A. Klockenbrink,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC127, Court of Appeals Case No. 18CA288**

**Petitioner:**

Rustin Dean Sparks,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC145, Court of Appeals Case No. 18CA1217**

**Petitioner:**

Angel Luis Nieto,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC166, Court of Appeals Case No. 19CA2388**

**In re the Marriage of**

**Petitioner:**

Brenda M. Stec-Markley,

and

**Respondent:**

Mark Vernon Markley.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 21SC169, Court of Appeals Case No. 19CA1817**

**Petitioner:**

Michael Gibson,

v.

**Respondent:**

Michelle Clare, Christie Clare, John Callahan, and Stephen Dawson.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC185, Court of Appeals Case No. 18CA1488**

**Petitioner:**

Carrie Barnett Giesler,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC198, Court of Appeals Case No. 19CA966**

**Petitioner:**

The People of the State of Colorado,

v.

**Respondent:**

Ryan William Clouse.

Petition for Writ of Certiorari DENIED. EN BANC

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**No. 21SC227, Court of Appeals Case No. 20CA1427**

**Petitioner:**

Robert Fritsche,

v.

**Respondents:**

Joan Tinkelman and David Tinkelman.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 21SC256, Court of Appeals Case No. 19CA557**

**Petitioner:**

Stephen Jay Wilen,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC257, Court of Appeals Case No. 18CA1948**

**Petitioner:**

William Zachariah Clevenger,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC266, Court of Appeals Case No. 18CA128**

**Petitioner:**

Victor Dan Garcia,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC268, Court of Appeals Case No. 19CA348**

**Petitioner:**

Cesar Adan Salazar,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 21SC270, Court of Appeals Case No. 19CA2050**

**Petitioner:**

Jordan Lee Ellis,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC272, Court of Appeals Case No. 17CA1526**

**Petitioner:**

Ryan Michael Foley,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC273, Court of Appeals Case No. 20CA252**

**Petitioner:**

Walter Lacedric Rodgers,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC275, Court of Appeals Case No. 19CA1057**

**Petitioner:**

Matthew Manuel Barnett,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 21SC279, Court of Appeals Case No. 17CA1464**

**Petitioner:**

Preston Lee Hamsher,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC281, Court of Appeals Case No. 19CA540**

**Petitioner:**

Richard Gregory Leamon,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC286, Court of Appeals Case No. 18CA2186**

**Petitioner:**

Matthew Cantu,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC288, Court of Appeals Case No. 17CA679**

**Petitioner:**

Rufino Nino-Solano,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 21SC289, Court of Appeals Case Nos. 19CA1179 & 19CA1180**

**Petitioner:**

Brad A. Novlesky,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC291, Court of Appeals Case No. 19CA986**

**Petitioner:**

Philip Christopher Butler,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC292, Court of Appeals Case No. 19CA940**

**Petitioner:**

Pedro Davalos,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC294, Court of Appeals Case No. 20CA1529**

**Petitioner:**

Larry E. Webster,

v.

**Respondents:**

Industrial Claim Appeals Office of the State of Colorado; Czarnowski Display Service, Inc.; and Trumbull Insurance Company.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 21SC298, Court of Appeals Case No. 18CA2254**

**Petitioner:**

Michael Jones,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC299, Court of Appeals Case No. 18CA1237**

**Petitioner:**

Nathan Jude Yager,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC300, Court of Appeals Case No. 19CA1122**

**Petitioner:**

Frank Lovell Williams,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC301, Court of Appeals Case No. 19CA1136**

**Petitioner:**

Frank Lovell Williams,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 21SC313, Jefferson County District Court Case No. 20CV30895**

**Petitioner:**

David Hartman,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC318, Court of Appeals Case No. 18CA1329**

**Petitioner:**

Tyler Eugene Richards,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC321, Court of Appeals Case No. 20CA191**

**Petitioner:**

Fermin Azpeitia-Perez,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC332, Court of Appeals Case No. 17CA1377**

**Petitioner:**

Natasha Fleurette Wacker,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 21SC335, Court of Appeals Case No. 19CA1593**

**Petitioner:**

Christopher Allen Jompp,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC452, Court of Appeals Case No. 20CA1810**

**Petitioner:**

W. H., Jr.,

v.

**Respondent:**

The People of the State of Colorado,

**In the Interest of Minor Child:**

A. H.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 21SC496, Court of Appeals Case No. 20CA1477**

**Petitioner:**

S. H.,

v.

**Respondent:**

The People of the State of Colorado,

**In the Interest of Minor Children:**

Mar.H., Mi.H., Mo.H., Mat.H., Mei.H., and Mel.H.,

**and Concerning**

**Respondent:**

V. H.

Petition for Writ of Certiorari DENIED. EN BANC.

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*COLORADO SUPREME COURT CASE ANNOUNCEMENTS*

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**No. 21SC514, Court of Appeals Case No. 20CA1736**

**Petitioner:**

C. R.,

v.

**Respondent:**

The People of the State of Colorado,

**In the Interest of Minor Children:**

P. N. and M. N.

Petition for Writ of Certiorari DENIED. EN BANC.

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