

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
January 19, 2023*

“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

[2023COA5](#)

Court of Appeals No. [21CA1735](#)
Douglas County District Court No. 21CV30047
Honorable Jeffrey K. Holmes, Judge

Highlands Broadway OPCO, LLC,

Plaintiff-Appellee,

v.

Barre Boss LLC, Suzanne Dipentino, and Daniel Dipentino,

Defendants-Appellants.

JUDGMENT AFFIRMED AND CASE REMANDED WITH DIRECTIONS

Division IV
Opinion by JUDGE LIPINSKY
Fox and Schock, JJ., concur

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ANNOUNCEMENTS
Colorado Court of Appeals
January 19, 2023

[2023COA6](#)

Court of Appeals No. [22CA0402](#)

Larimer County District Court No. 21PR30624

Honorable Sarah B. Cure, Judge

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

I.S. and V.T.,

Appellees,

and

L.D.,

Appellant.

ORDER AFFIRMED

Division IV

Opinion by JUDGE FOX

Lipinsky and Schock, JJ., concur

UNPUBLISHED OPINIONS

Court of Appeals No. 19CA0493
Weld County District Court No. 16CR2569
Honorable Stephen J. Schapanski, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Javier Hernandez-Martinez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE BROWN
J. Jones and Kuhn, JJ., concur

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

Court of Appeals No. 19CA1408
El Paso County District Court No. 18CR2086
Honorable Gregory R. Werner, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jerenzo Clarence Kyles,

Defendant-Appellant.

JUDGMENT AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE BROWN
Dunn and Gomez, JJ., concur

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

Court of Appeals No. 19CA1630
Adams County District Court No. 18CR897
Honorable Roberto Ramirez, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Christopher Paul Peters,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE KUHN
J. Jones and Brown, JJ., concur

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

Court of Appeals No. 20CA0177
Weld County District Court No. 10CR995
Honorable Timothy Kerns, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Alvaro Rios,

Defendant-Appellant.

ORDER AFFIRMED

Division II
Opinion by JUDGE J. JONES
Brown and Kuhn, JJ., concur

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

Court of Appeals No. 20CA0277
Adams County District Court No. 08CR2007
Honorable Roberto Ramirez, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Andrew Michael Galek,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE DAILEY
Lum and Graham*, JJ., concur

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

Court of Appeals No. 20CA0316
El Paso County District Court No. 19CR3238
Honorable Erin Sokol, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Misty Dawn Cavanaugh,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE J. JONES
Brown and Kuhn, JJ., concur

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

Court of Appeals No. 20CA0561
Adams County District Court No. 19CR914
Honorable Tomee Crespín, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Tylor Ray McNulty,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division II
Opinion by JUDGE J. JONES
Brown and Kuhn, JJ., concur

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

Court of Appeals No. 20CA0633
Mesa County District Court No. 17CR2257
Honorable Brian J. Flynn, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Christopher Michael Wilson,

Defendant-Appellant.

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

Division II
Opinion by JUDGE FURMAN
Freyre and Welling, JJ., concur

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

Court of Appeals No. 20CA0696
City and County of Denver District Court No. 89CR2938
Honorable A. Bruce Jones, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Roger L. Young,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE FOX
Lipinsky and Schock, JJ., concur

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

Court of Appeals No. 20CA0759
Douglas County District Court No. 05CR426
Honorable Patricia D. Herron, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Hunter Adam Melnick,

Defendant-Appellant.

APPEAL DISMISSED

Division A
Opinion by CHIEF JUDGE ROMÁN
Davidson* and Graham*, JJ., concur

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

Court of Appeals No. 20CA1148
Kit Carson County District Court No. 19CR28
Honorable Kevin L. Hoyer, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michael Eugene Crowe,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE LIPINSKY
Fox and Schock, JJ., concur

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

Court of Appeals No. 20CA1186
Adams County District Court No. 18CR3727
Honorable Robert Ramirez, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Terrie Ann Chevarria,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE LUM
Dailey and Graham*, JJ., concur

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

Court of Appeals No. 20CA1260
El Paso County District Court No. 12CR3563
Honorable Marla R. Prudek, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Christopher Michael Watts,

Defendants-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE BROWN
Dunn and Gomez, JJ., concur

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

Court of Appeals No. 20CA1288
Jackson County District Court No. 19CR5
Honorable Daniel J. Kaup, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Edgar Marion Wilson,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division II
Opinion by JUDGE J. JONES
Brown and Kuhn, JJ., concur

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

Court of Appeals No. 20CA1410
Arapahoe County District Court No. 20CR556
Honorable Michael Spear, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Nathan Siemers,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE SCHOCK
Fox and Lipinsky, JJ., concur

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

Court of Appeals No. 20CA1527
Logan County District Court No. 15CR120
Honorable Michael K. Singer, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Hazhar A. Sayed,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE FOX
Lipinsky and Schock, JJ., concur

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

Court of Appeals No. 20CA1569
Boulder County District Court No. 19CR774
Honorable Andrew Hartman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Dominique Issac Rivera,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE GOMEZ
Dunn and Brown, JJ., concur

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

Court of Appeals No. 20CA1930
El Paso County District Court No. 08CR1936
Honorable Jessica L. Curtis, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Angel D. Victorino,

Defendant-Appellant.

ORDER AFFIRMED

Division A
Opinion by JUDGE DAVIDSON
Román, C.J., and Graham*, J., concur

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

Court of Appeals No. 21CA0037
Routt County District Court No. 18CR21
Honorable Shelley A. Hill, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Timothy Lesiczka,

Defendants-Appellee.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE BROWN
J. Jones and Kuhn, JJ., concur

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

Court of Appeals No. 21CA0346
Jefferson County District Court No. 20JV50
Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Appellee,

In the Interest of E.B., a Child,

and Concerning R.B.,

Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE WELLING
Fox and Johnson, JJ., concur

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

Court of Appeals No. 21CA0499
Garfield County District Court No. 17CR531
Honorable John F. Neiley, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Sergio Aquiles-Castillo,

Defendant-Appellant.

ORDER VACATED

Division V
Opinion by JUDGE DUNN
Brown and Gomez, JJ., concur

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

Court of Appeals No. 21CA0680
Crowley County District Court No. 20CV37
Honorable Michael A. Schiferl, Judge

Bernard Jones,

Plaintiff-Appellant,

v.

Executive Director of Colorado Department of Corrections and Manager of Time
Computation of Colorado Department of Corrections,

Defendants-Appellees.

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

Division II
Opinion by JUDGE KUHN
J. Jones and Brown, JJ., concur

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

Court of Appeals No. 21CA0863
Larimer County District Court No. 04CR292
Honorable Susan J. Blanco, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Edward Josef Platzer,

Defendant-Appellant.

ORDER AFFIRMED

Division II
Opinion by JUDGE J. JONES
Kuhn and Taubman*, JJ., concur

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

Court of Appeals No. 21CA1000
Elbert County District Court No. 18CR51
Honorable Gary M. Kramer, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Anthony Gianonie Mills,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE KUHN
Harris and Grove, JJ., concur

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

Court of Appeals No. 21CA1178
Colorado Real Estate Commission
RC20200035

Colorado Real Estate Commission,

Petitioner-Appellee,

v.

Larry Michael Bondurant,

Respondent-Appellant.

ORDER AFFIRMED

Division C
Opinion by JUDGE J. JONES
Dunn and Kuhn, JJ., concur

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

Court of Appeals No. 21CA1352
Larimer County District Court No. 11CR1589
Honorable Stephen J. Jouard, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Alan John Johnson,

Defendant-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE GOMEZ
Dunn and Brown, JJ., concur

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

Court of Appeals No. 21CA1773
Arapahoe County District Court No. 21CV31001
Honorable Frederick T. Martinez, Judge

Beacon Point Townhomes Homeowners Association, Inc., a Colorado nonprofit corporation,

Plaintiff-Appellee,

v.

Century Communities, Inc., a Delaware corporation, Century at Beacon Pointe, LLC, a Colorado limited liability company, and CC Communities, LLC, a Colorado limited liability company,

Defendants-Appellants.

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

Division II
Opinion by JUDGE J. JONES
Kuhn and Taubman*, JJ., concur

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

Court of Appeals Nos. 21CA1882 & 21CA1884
Larimer County District Court No. 20CV30757
Honorable Daniel M. McDonald, Judge

Ian Scott Mattoch,
Plaintiff-Appellant,

v.

Ingerlisa Mattoch and Randy Blane Huff,
Defendants-Appellees.

JUDGMENT AFFIRMED IN PART
AND APPEAL DISMISSED IN PART

Division II
Opinion by JUDGE WELLING
Furman and Freyre, JJ., concur

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

Court of Appeals No. 21CA2013
Larimer County District Court No. 21DR184
Honorable Sheila A. Rappaport, Judge

In re the Marriage of

Kristin R. Sheeran,

Appellee,

and

Joshua T. Sheeran,

Appellant.

ORDERS AFFIRMED

Division V
Opinion by JUDGE WELLING
Navarro and Johnson, JJ., concur

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

Court of Appeals No. 22CA0150
Weld County District Court No. 21DR30096
Honorable Annette J. Kundelius, Magistrate

In re the Marriage of

Bill Jay Deaver,

Appellee,

and

Karin Noel Deaver,

Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division A
Opinion by JUSTICE MARTINEZ*
Román, C.J., and Vogt*, J., concur

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

Court of Appeals No. 22CA0212
El Paso County District Court No. 21CV233
Honorable Gregory R. Werner, Judge

Norman Williams,

Plaintiff-Appellant,

v.

Colorado Department of Corrections Time Computation Department,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE FREYRE
Welling and Bernard*, JJ., concur

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

Court of Appeals No. 22CA0275
El Paso County District Court No. 21CV232
Honorable G. David Miller, Judge

Scott Whitefield,

Plaintiff-Appellant,

v.

Executive Director of the Colorado Department of Corrections,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE DAILEY
Lum and Graham*, JJ., concur

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

Court of Appeals No. 22CA0654
Douglas County District Court No. 21JV125
Honorable H. Clay Hurst, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning M.L.,

Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE KUHN
J. Jones and Taubman*, JJ., concur

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

Court of Appeals No. 22CA0733
Pueblo County District Court No. 21JV211
Honorable William D. Alexander, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning J.P.,

Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE KUHN
J. Jones and Brown, JJ., concur

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

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ANNOUNCEMENTS
Colorado Court of Appeals
January 19, 2023

Court of Appeals No. 22CA0744
Adams County District Court No. 21JV130
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Appellee,

In the Interest of G.B., Z.B., K.B., and B.B., Children,
and Concerning M.B.,

Appellant,

and D.B.,

Appellee.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE SCHUTZ
Dunn and Grove, JJ., concur

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

Court of Appeals No. 22CA0762
El Paso County District Court No. 19JV565
Honorable Jessica L. Curtis, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning N.T. a/k/a P.M.,

Appellant.

ORDER AFFIRMED

Division III
Opinion by JUDGE PAWAR
Jones and Yun, JJ., concur

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

Court of Appeals No. 22CA0817
City and County of Denver Juvenile Court No. 20JV705
Honorable Pax Moultrie, Judge

The People of the State of Colorado,

Appellee,

In the Interest of A.N.C.E. and N.G.C.E., Children,

and Concerning R.K.C. and R.M.E.,

Appellants.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE FOX
Lipinsky and Schock, JJ., concur

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

Court of Appeals No. 22CA0821
City and County of Denver Juvenile Court No. 21JV930
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Appellee,

In the Interest of J.D.C., K.E.C., L.F.C-N., and M.G-D.C-P., Children,

and Concerning D.Y.C.,

Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division IV
Opinion by JUDGE LIPINSKY
Fox and Schock, JJ., concur

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

Court of Appeals No. 22CA0863
Arapahoe County District Court No. 20DR1026
Honorable Echo D. Ryan, Judge

In re the Marriage of

Beulah Esinu Nuworbor,

Appellant,

and

Franklin Agbanyo,

Appellee.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE FURMAN
Freyre and Welling, JJ., concur

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

Court of Appeals No. 22CA0907
City and County of Denver Juvenile Court No. 19JV1733
Honorable Pax Moultrie, Judge

The People of the State of Colorado,

Appellee,

In the Interest of A.M.H., N.M.B.T., and M.J.H., Children,

and Concerning J.H.,

Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE YUN
J. Jones and Pawar, JJ., concur

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

Court of Appeals No. 22CA0926
Jefferson County District Court No. 21JV107
Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning A.C.,

Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE SCHOCK
Fox and Lipinsky, JJ., concur

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

Court of Appeals No. 22CA0965
Jefferson County District Court No. 20JV478
Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning J.S.,

Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE DUNN
Brown and Gomez, JJ., concur

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

Court of Appeals No. 22CA1002
Industrial Claim Appeals Office of the State of Colorado
DD No. 10845-2022

MariLou Mieszala,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Division of
Unemployment Insurance Customer Service Center,

Respondents.

ORDER AFFIRMED

Division A
Opinion by JUDGE GRAHAM*
Román, C.J., and Davidson*, J., concur

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

Court of Appeals No. 22CA1292
Adams County District Court No. 21JV226
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning J.L.S.,

Appellant.

JUDGMENT VACATED AND CASE
REMANDED WITH DIRECTIONS

Division II
Opinion by JUDGE FREYRE
Furman and Welling, JJ., concur

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

Court of Appeals No. 22CA1379
Adams County District Court No. 21JV179
Honorable Caryn A. Datz, Judge

The People of the State of Colorado,

Appellee,

In the Interest of S.A.M., a Child,

and Concerning G.S.M.,

Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE WELLING
Furman 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. 19CA2160

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Domenic Joseph Damelio,

Defendant-Appellant.

Opinion Modified and
Petition for Rehearing DENIED

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

[2022COA125M](#)

Court of Appeals Nos. [20CA2132](#) & [21CA0135](#)

Ute Water Conservancy District,

Plaintiff-Appellee,

v.

Rudolph Fontanari, Jr.; Ethel C. Fontanari; and Rudolph Fontanari, Jr. and
Ethel Carol Fontanari Revocable Trust,

Defendants-Appellants.

Opinion Modified and
Petition for Rehearing DENIED

Court of Appeals No. 21CA0059

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James E. Frantz,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 21CA0395

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James E. Frantz,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 21CA0511

Andrew Mark Lamar,

Plaintiff-Appellant,

v.

Dean Williams, Executive Director of the Colorado Department of Corrections,

Defendant-Appellee.

Petition for Rehearing DENIED

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

Court of Appeals No. 21CA0610

Dennis Fangman,

Plaintiff,

v.

Kenneth Olson and Sol Energy, LLC,

Defendants-Appellees,

and

Frank McIntyre,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 21CA1419

Muy Bonita, LLC, a Colorado limited liability company,

Plaintiff-Appellee and Cross-Appellant,

v.

Kathleen Kriebel,

Defendant-Appellant and Cross-Appellee.

Petition for Rehearing DENIED

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

MODIFIED OPINIONS

[2022COA134M2](#)

Court of Appeals No. [19CA0180](#)

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Abdullahi Salah,

Defendant-Appellant.

Opinion Modified
On the Court's Own Motion

Court of Appeals No. 20CA0974

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Emilio Esteban Espinoza,

Defendant-Appellant.

Opinion Modified
On the Court's Own Motion

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. 2022.