

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
May 19, 2022*

“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

[2022COA52](#)

Court of Appeals No. [19CA1491](#)
Montrose County District Court No. 18CR178
Honorable Zachary Martin, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeremiah Anthony Tomaske,

Defendant-Appellant.

JUDGMENT AFFIRMED IN PART
AND VACATED IN PART

Division V
Opinion by JUDGE DUNN
Welling and Yun, JJ., concur

[2022COA53](#)

Court of Appeals No. [20CA2087](#)

Arapahoe County District Court No. 19JD500

Honorable Bonnie H. McLean, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of E.V.,

Juvenile-Appellant.

JUDGMENT AFFIRMED, SENTENCED REVERSED,
AND CASE REMANDED WITH DIRECTIONS

Division II
Opinion by JUDGE PAWAR
Furman and Kuhn, JJ., concur

[2022COA54](#)

Court of Appeals No. [21CA0962](#)

Boulder County District Court No. 20CR1109

Honorable Thomas F. Mulvahill, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

William Robert Eason,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE J. JONES
Gomez, J., concurs
Lipinsky, J., specially concurs

UNPUBLISHED OPINIONS

Court of Appeals No. 18CA0860
Larimer County District Court No. 16CR324
Honorable C. Michelle Brinegar, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Trever Everett Izzard,

Defendant-Appellant.

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

Division VII
Opinion by JUDGE NAVARRO
Lipinsky and Kuhn, JJ., concur

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

Court of Appeals No. 18CA1491
Logan County District Court No. 17CR174
Honorable Kenneth M. Plotz, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michael Edward Lynn,

Defendant-Appellant.

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

Division II
Opinion by JUDGE BERNARD*
Pawar and Kuhn, JJ., concur

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

Court of Appeals No. 19CA0712
Arapahoe County District Court No. 18CR436
Honorable Ben L. Leutwyler III, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Monroe Taylor,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE WELLING
Schutz and Taubman*, JJ., concur

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

Court of Appeals No. 19CA0962
El Paso County District Court No. 18CR3440
Honorable Gregory R. Werner, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Christopher David Fiers,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division VII
Opinion by JUDGE BROWN
Berger and Johnson, JJ., concur

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

Court of Appeals No. 19CA1206
City and County of Denver District Court No. 17CR742
Honorable A. Bruce Jones, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Adam Dean Subryan,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE JOHNSON
Berger and Brown, JJ., concur

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

Court of Appeals No. 19CA1647
El Paso County District Court No. 18CR6210
Honorable Thomas K. Kane, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joshua Quenten Fritsch,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division VI
Opinion by JUDGE HARRIS
Dunn and Johnson, JJ., concur

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

Court of Appeals No. 19CA2086
City and County of Denver District Court No. 18CR6322
Honorable A. Bruce Jones, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joaquin Perez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE GRAHAM*
Dailey and Fox, JJ., concur

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

Court of Appeals No. 19CA2232
Morgan County District Court No. 17CR401
Honorable Kevin L. Hoyer, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Felimon Landeros-Ramos,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE GROVE
Yun and Graham*, JJ., concur

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

Court of Appeals No. 20CA0376
City and County of Denver District Court No. 17CR7339
Honorable Michael J. Vallejos, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Juan Hernandez-Ramirez,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division IV
Opinion by JUDGE RICHMAN
Pawar and Brown, JJ., concur

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

Court of Appeals No. 20CA0454
Jefferson County District Court No. 18CR3411
Honorable Randall C. Arp, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Hansel Pacheco,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 20CA0500
Logan County District Court No. 18CR374
Honorable Carl S. McGuire, III, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Kevin Ray Rowan,

Defendant-Appellant.

SENTENCE VACATED IN PART
AND CASE REMANDED WITH DIRECTIONS

Division III
Opinion by JUDGE TAUBMAN*
Welling and Schutz, JJ., concur

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

Court of Appeals No. 20CA0967
City and County of Denver District Court No. 18CV32876
Honorable Kandace C. Gerdes, Judge

ASI Constructors, Inc., a Colorado corporation,

Plaintiff-Appellee and Cross-Appellant,

v.

Public Service Company of Colorado, a Colorado corporation, d/b/a Xcel
Energy,

Defendant-Appellant and Cross-Appellee.

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

Division VII
Opinion by JUDGE JOHNSON
Berger and Brown, JJ., concur

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

Court of Appeals No. 20CA1081
Weld County District Court No. 18CR373
Honorable Vicente G. Vigil, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert Jon Diedtrich,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division VII
Opinion by JUDGE LIPINSKY
Navarro and Kuhn, JJ., concur

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

Court of Appeals No. 20CA1331
Weld County District Court No. 18CR2691
Honorable Thomas J. Quammen, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Thomas Dominguez,

Defendant-Appellant.

SENTENCE AFFIRMED

Division III
Opinion by JUDGE WELLING
Schutz and Taubman*, JJ., concur

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

Court of Appeals No. 20CA1715
El Paso County District Court No. 19CV389
Honorable Thomas K. Kane, Judge

Byron J. Robinson,
Plaintiff-Appellant,

v.

Colorado Department of Corrections and Tony Carochi, Warden of Cheyenne
Mountain Reentry Center,

Defendants-Appellees.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 20CA1800
Adams County District Court No. 16CR405
Honorable Sean Finn, Judge

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

v.

Juan Guillermo Infante-Landa,
Defendant-Appellant.

APPEAL DISMISSED

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

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

Court of Appeals No. 21CA0133
Larimer County District Court No. 97CR787
Honorable Susan Blanco, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ellsworth Douglas Pettit,

Defendant-Appellant.

ORDER AFFIRMED

Division VII
Opinion by JUDGE NAVARRO
LIPINSKY and KUHN, JJ., concur

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

Court of Appeals No. 21CA0199
City and County of Denver District Court No. 07CR829
Honorable John W. Madden IV, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeffrey Dominguez,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE BROWN
Richman and Pawar, JJ., concur

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

Court of Appeals Nos. 21CA0411 & 21CA0448
Larimer County District Court No. 18JV5
Honorable Julie Kunce Field, Judge

The People of the State of Colorado,

Appellee,

In the Interest of R.A., M.A., and S.A., Children,

and Concerning A.L., R.A., Jr., M.A., and R.A., Sr.,

Appellants.

JUDGMENT AFFIRMED IN PART
AND VACATED IN PART

Division VII
Opinion by JUDGE BROWN
Berger and Johnson, JJ., concur

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

Court of Appeals No. 21CA0829
City and County of Denver District Court No. 20CV34172
Honorable A. Bruce Jones, Judge

Thomas Chanin,

Plaintiff-Appellant,

v.

Virginia Lewis,

Defendant-Appellee.

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

Division B
Opinion by JUDGE GROVE
Tow and Schutz, JJ., concur

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

Court of Appeals No. 21CA0832
El Paso County District Court No. 20DR31177
Honorable David Prince, Judge

In re the Marriage of

Robin Godlewski,

Appellant,

and

Chadwick Godlewski,

Appellee.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE DAILEY
Tow and Hawthorne*, JJ., concur

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

Court of Appeals No. 21CA1038
Las Animas County District Court No. 18CV28
Honorable Leslie J. Gerbracht, Judge

Michael Farrow,

Plaintiff-Appellant,

v.

Executive Director of the Colorado Department of Corrections and Warden of
Trinidad Correctional Facility,

Defendants-Appellees.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 21CA1213
Jefferson County District Court No. 18JV543
Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Appellee,

In the Interest of J.N-R., A.N-R., and Z.R., Children,

and Concerning C.R.,

Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE DUNN
Harris and Johnson, JJ., concur

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

Court of Appeals No. 21CA1235
El Paso County District Court No. 17JV856
Honorable Robin Chittum, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning N.B.,

Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE GROVE
Yun and Rothenberg*, JJ., concur

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

Court of Appeals No. 21CA1250
Arapahoe County District Court No. 18JV276
Honorable Don J. Toussaint, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning L.H., a/k/a L.P.,

Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 21CA1295
City and County of Denver Juvenile Court No. 20JV378
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning E.M.J.,

Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE BERNARD*
Pawar and Kuhn, JJ., concur

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

Court of Appeals No. 21CA1338
Weld County District Court No. 20JV266
Honorable W. Troy Hause, Judge

The People of the State of Colorado,

Appellee,

In the Interest of C.E., Dn.G., and G.G., Children,

and Concerning D.G., S.M., and A.G.,

Appellants.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE NAVARRO
Lipinsky and Kuhn, JJ., concur

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

Court of Appeals No. 21CA1477
Fremont County District Court No. 21JV3
Honorable Lynette M. Wenner, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning A.P.,

Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE GOMEZ
Fox and Freyre, JJ., concur

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

Court of Appeals No. 21CA1556
Larimer County District Court No. 21JV50
Honorable Daniel M. McDonald, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning D.G.,

Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE SCHUTZ
Welling and Martinez*, JJ., concur

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

Court of Appeals No. 21CA1838
Morgan County District Court No. 20JV51
Honorable Robert C. James, Judge

The People of the State of Colorado,

Appellee,

In the Interest of C.C., a Child,

and Concerning M.C.,

Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE BERNARD*
Pawar and Kuhn, JJ., concur

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

Court of Appeals No. 21CA1887
Arapahoe County District Court No. 20JV264
Honorable Don J. Toussaint, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning D.C.,

Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE HARRIS
Dunn and Johnson, 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. 19CA0444

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ashley Arlene Moore,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 20CA0609

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Keason Burell Cox,

Defendant-Appellant.

Petition for Rehearing DENIED

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. 2021.