-1-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

ANNOUNCEMENTS COLORADO COURT OF APPEALS November 10, 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

2022COA131

Court of Appeals No. <u>22CA0467</u> Industrial Claim Appeals Office of the State of Colorado WC Nos. 5-117-273 & 5-149-129

Sandra Amaya, dependent of decedent, Angel Batista de Jesus,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado; Brand X Hydrovac Services, Inc.; and Standard Fire Insurance Company,

Respondents.

ORDER AFFIRMED

Division III Opinion by JUDGE FOX Tow and Yun, JJ., concur

UNPUBLISHED OPINIONS

Court of Appeals No. 19CA0631 City and County of Denver District Court No. 17CR3385 Honorable Morris B. Hoffman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Garry W. Patterson,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V Opinion by JUDGE NAVARRO Welling and Johnson, JJ., concur

Court of Appeals No. 19CA1019 Gilpin County District Court No. 18CR212 Honorable Dennis J. Hall, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert Scott Schweizer,

Defendant-Appellant.

JUDGMENT REVERSED

Division III Opinion by JUDGE FURMAN Lipinsky and Brown, JJ., concur

Prior Opinion Announced December 16, 2021, <u>WITHDRAWN</u>
Petition for Rehearing <u>GRANTED</u>

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

Court of Appeals No. 19CA1257 Jefferson County District Court No. 17CR1951 Honorable Tamara S. Russell, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Darus Landon Wilkins,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V Opinion by JUDGE NAVARRO Welling and Johnson, JJ., concur

Court of Appeals No. 19CA1685 City and County of Denver District Court No. 18CR6779 Honorable J. Eric Elliff, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Maurice A. Butler,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I Opinion by JUDGE DAILEY Furman and Vogt*, JJ., concur

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

Court of Appeals No. 19CA1735 City and County of Denver District Court No. 04CR4851 Honorable A. Bruce Jones, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeremiah Eli Garcia,

Defendant-Appellant.

ORDER AFFIRMED

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

Court of Appeals No. 19CA2194 El Paso County District Court No. 16CR3058 Honorable Larry E. Schwartz, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joshua Phillip Turner,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE REMANDED WITH DIRECTIONS

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. 20CA0178 El Paso County District Court No. 18CR2787 Honorable Lin Billings Vela, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jorge Luis Rodriguez Uzueta,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI Opinion by JUDGE FREYRE Lipinsky and Taubman*, JJ., concur

Court of Appeals No. 20CA0317 City and County of Denver District Court No. 19CR2237 Honorable Edward D. Bronfin, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Barry J. Mack,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III Opinion by JUDGE TOW Fox and Yun, JJ., concur

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

Court of Appeals No. 20CA0399 Logan County District Court No. 18JD30 Honorable Michael K. Singer, Judge Honorable Daniel J. Kaup, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Q.S.,

Juvenile-Appellant.

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

Division I Opinion by JUDGE DAILEY Furman and Vogt*, JJ., concur

-7-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 20CA0604 El Paso County District Court No. 19CR1630 Honorable Marla R. Prudek, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Andrew Joseph Firkins,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE DUNN
Grove and Bernard*, JJ., concur

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

Court of Appeals No. 20CA0630 Pueblo County District Court No. 19CR1977 Honorable Thomas B. Flesher, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Benjamin Franklin Sanchez,

Defendant-Appellant.

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

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

Court of Appeals No. 20CA1745 Weld County District Court No. 19CR130 Honorable Vincente G. Vigil, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Roxanne Thiel,

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. 20CA1821 Boulder County District Court No. 18CV31114 Honorable Judith L. Labuda, Judge

Mariah Quish,

Plaintiff-Appellee and Cross-Appellant,

v.

Patrick Dolan and 704 Corporation Inc., d/b/a Remax of Boulder, Inc.,

Defendants-Appellants and Cross-Appellees.

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

Division VII Opinion by JUDGE PAWAR Harris and Gomez, JJ., concur

Court of Appeals No. 20CA1925 Routt County District Court No. 19CR148 Honorable Shelley A. Hill, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Stuart A. Lynn,

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. 20CA1927 Teller County District Court No. 19CR17 Honorable Scott A. Sells, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Krystal Jean Lee Kenney,

Defendant-Appellant.

ORDER VACATED AND CASE REMANDED WITH DIRECTIONS

Division V Opinion by JUDGE JOHNSON Navarro and Welling, JJ., concur

-10-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 20CA1968 Boulder County District Court No. 17CR1223 Honorable Thomas F. Mulvahill, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Dartanian Thomas Deboa Warr,

Defendant-Appellant.

ORDER 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. 20CA1977 Mesa County District Court No. 10CR1279 Honorable Valerie J. Robison, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Juan Manuel Martinez,

Defendant-Appellant.

ORDER AFFIRMED

Division V Opinion by JUDGE JOHNSON Navarro and Welling, JJ., concur

-11-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 21CA0234 Fremont County District Court No. 19CR484 Honorable Lynette M. Wenner, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Summers-Smith,

Defendant-Appellant.

ORDER VACATED

Division P Opinion by JUDGE DUNN Martinez* and Hawthorne*, JJ., concur

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

Court of Appeals No. 21CA0272 Mesa County District Court Nos. 14CR378 & 14CR1238 Honorable Brian J. Flynn, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Lance Dylan Worrall,

Defendant-Appellant.

ORDER AFFIRMED

Division IV Opinion by JUDGE GROVE Dunn and Bernard*, JJ., concur

-12-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 21CA0315 City and County of Denver District Court No. 20CV32065 Honorable J. Eric Elliff, Judge

Emma Meza,

Plaintiff-Appellant,

v.

Captain D's LLC,

Defendant-Appellee.

JUDGMENT AFFIRMED AND CASE REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 21CA0428 City and County of Denver District Court No. 10CR1863 Honorable David H. Goldberg, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Timothy Scott Parks,

Defendant-Appellant.

ORDER AFFIRMED

Division VII Opinion by JUDGE HARRIS Pawar and Gomez, JJ., concur

-13-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 21CA0461 Logan County District Court No. 20CV12 Honorable Kevin L Hoyer, Judge

Michael Farrow,

Plaintiff-Appellant,

v.

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

Defendants-Appellees.

JUDGMENT AFFIRMED

Division V Opinion by JUDGE NAVARRO Welling and Johnson, JJ., concur

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

Court of Appeals No. 21CA1011 Arapahoe County District Court No. 18CR486 Honorable Eric B. White, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Shamarr Alan Long-Frazier,

Defendant-Appellant.

ORDER AFFIRMED

Division VI Opinion by JUDGE LIPINSKY Freyre and Casebolt*, JJ., concur

-14-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 21CA1052 Teller County District Court No. 19CV30033 Honorable Scott A. Sells, Judge

Above the Clouds Enterprises, Inc. d/b/a Historic Triple B Ranch, a Colorado corporation; Stand Firm, LLP, a Colorado limited liability partnership; Aspen Ridge View, LLLP, a Colorado limited liability limited partnership; Bluebonnet Bell, LLLP, a Colorado limited liability limited partnership; Casa Del Alamo, LLLP, a Colorado limited liability limited partnership; Drinkwater Ridge, LLLP, a Colorado limited liability limited partnership; Eagles Nest, LLLP, a Colorado limited liability limited partnership; Elk Ridge View, LLLP, a Colorado limited liability limited partnership; TD & B Corner, LLLP, a Colorado limited liability limited partnership; and Wrangler's Ridge, LLLP, a Colorado limited liability limited partnership,

Plaintiffs-Appellants,

v.

Jay A. Baker,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division VI Opinion by JUDGE FREYRE Lipinsky and Taubman*, JJ., concur

-15-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 21CA1279 City and County of Denver District Court No. 20DR30027 Honorable Jennifer B. Torrington, Judge

In re the Marriage of

Melchor Aguilar Banuelos,

Appellant,

and

Maria G. Aguilar,

Appellee.

JUDGMENT REVERSED AND CASE REMANDED WITH DIRECTIONS

Division VI Opinion by JUDGE FREYRE Lipinsky and Taubman*, JJ., concur

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

Court of Appeals No. 21CA1382 Chaffee County District Court No. 19CV30049 Honorable Patrick W. Murphy, Judge

Scanga Ranch, LLC, a Colorado limited liability company,

Plaintiff-Appellant,

v.

Paul K. Alexander, Dorothy Miller, and Edwin Miller,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division VI Opinion by JUDGE LIPINSKY Taubman* and Hawthorne*, JJ., concur

-16-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 21CA1706 Weld County District Court No. 21CR984 Honorable Marcelo A. Kopcow, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Aaron Darrell Johnson,

Defendant-Appellant.

ORDER REVERSED AND CASE REMANDED WITH DIRECTIONS

Division V Opinion by JUDGE JOHNSON Navarro and Welling, JJ., concur

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

Court of Appeals No. 21CA1732 City and County of Denver District Court No. 19CV34540 Honorable Alex C. Myers, Judge

Geraldine Peterson,

Plaintiff-Appellant,

v.

Hertz Corporation, a Delaware corporation,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division III Opinion by JUDGE YUN Fox and Tow, JJ., concur

-17-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 21CA1737 Larimer County District Court No. 21CV30343 Honorable Juan G. Villasenor, Judge

Chase Bonner,

Plaintiff-Appellant,

v.

Colorado Department of Revenue,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division VII Opinion by JUDGE PAWAR Harris and Gomez, JJ., concur

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

Court of Appeals No. 21CA1900 Douglas County District Court No. 17DR30635 Honorable W. Terry Ruckriegle, Judge

In re the Parental Responsibilities Concerning H.J.B-W., a Child,

and Concerning Alexander Welch,

Appellee,

and

Beau Eileen Blackwood,

Appellant.

ORDER AFFIRMED

Division III Opinion by JUDGE TOW Fox and Yun, JJ., concur

-18-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 21CA2110 Arapahoe County District Court No. 19DR30242 Honorable Don J. Toussaint, Judge

In re the Marriage of

Todd Frank Bovo,

Appellant,

and

Paula Georgia Bovo,

Appellee.

APPEAL DISMISSED IN PART AND ORDER AFFIRMED

Division I Opinion by JUDGE TAUBMAN* Dailey and Furman, JJ., concur

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

Court of Appeals No. 22CA0023 Jefferson County District Court No. 20JV209 Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Appellee,

In the Interest of J.B., N.B., I.B., and B.B., Children,

and Concerning J.R., J.B., and B.B.,

Appellants.

JUDGMENT AFFIRMED

Division VI Opinion by JUDGE DUNN Grove and Bernard*, JJ., concur

-19-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 22CA0084 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 J.H., Jr., A.M.H., N.M.B.T., M.J.H., A.L.B.E.T-L., K.B.E.T-L., and S.J.B.E.T-L., Children,

and Concerning L.N.H., a/k/a L.N.B.E.T.,

Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE FOX
Tow and Yun, JJ., concur

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

Court of Appeals No. 22CA0235 Adams County District Court No. 20JV165 Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning F.N. and B.R.,

Appellants.

JUDGMENT AFFIRMED

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

-20-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 22CA0241 City and County of Denver Juvenile Court No. 19JV227 Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Appellee

In the Interest of S.A.B. and D.R.B., Children,

and Concerning S.A.M.S.,

Appellant.

JUDGMENT 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. 22CA0268 Adams County District Court No. 20JV212 Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning A.L.,

Appellant.

JUDGMENT AFFIRMED

Division VI Opinion by JUDGE CASEBOLT* Freyre and Lipinsky, JJ., concur

Court of Appeals No. 22CA0334 Mesa County District Court No. 20JV84 Honorable Gretchen B. Larson, Judge

The People of the State of Colorado,

Appellee,

In the Interest of L.T., Child,

and Concerning H.J. and K.T.,

Appellants.

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. 22CA0386 City and County of Denver Juvenile Court No. 20JV1290 Honorable Pax Moultrie, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning G.J.M and N.M.O,

Appellants.

JUDGMENT AFFIRMED

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

-22-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 22CA0484 Adams County District Court No. 20JV258 Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Appellee,

In the Interest of I.L.O., a Child,

and Concerning L.M.B.,

Appellant.

JUDGMENT AFFIRMED

Division VI Opinion by JUDGE LIPINSKY Freyre and Taubman*, JJ., concur

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

Court of Appeals No. 22CA0493 Arapahoe County District Court No. 20JV144 Honorable Don J. Toussaint, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning A.H.,

Appellant.

JUDGMENT AFFIRMED

Division VI Opinion by JUDGE LIPINSKY Freyre and Vogt*, JJ., concur

-23-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 22CA0499 Jefferson County District Court No. 20JV401 Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Appellee,

In the Interest of V-J.G., a Child,

and Concerning T.M. and T.G.,

Appellants.

JUDGMENT AFFIRMED

Division IV Opinion by JUDGE DUNN Grove and Bernard*, JJ., concur

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

Court of Appeals No. 22CA0575 Adams County District Court No. 20JV220 Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Appellee,

In the Interest of I.S., M.P., and A.A.S., Children,

and Concerning E.P., and A.S.,

Appellants.

JUDGMENT AFFIRMED

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

Court of Appeals No. 22CA0619 Adams County District Court No. 20JV330 Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Appellee,

In the Interest of E.P., and D.P., Children,

and Concerning A.P.,

Appellant.

JUDGMENT AFFIRMED

Division A
Opinion by JUDGE HAWTHORNE*
Román, C.J., and Martinez*, J., concur

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

Court of Appeals No. 22CA0653 Adams County District Court No. 20JV43 Honorable Caryn A. Datz, Judge

The People of the State of Colorado,

Appellee,

In the Interest of R.H., a Child,

and Concerning T.H.,

Appellant.

JUDGMENT AFFIRMED

Division IV Opinion by JUDGE GROVE Dunn and Bernard*, JJ., concur

-25-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 22CA659 Douglas County District Court No. 19JV194 Honorable H. Clay Hurst, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning S.F. and J.B.,

Appellants.

JUDGMENT AFFIRMED

Division VI Opinion by JUDGE FREYRE Lipinsky and Casebolt*, JJ., concur

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

Court of Appeals No. 22CA1339 Pueblo County District Court No. 20MH135 Honorable Tim O'Shea, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Deltjuan Deonb Vance,

Respondent-Appellant.

ORDER AFFIRMED

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

PETITIONS FOR REHEARING

Court of Appeals No. 13CA1965

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Daniel Rigg,

Defendant-Appellant.

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

Petition for Rehearing <u>DENIED</u>

Court of Appeals No. 19CA1019

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert Scott Schweizer,

Defendant-Appellant.

Prior Opinion Announced December 16, 2021, <u>WITHDRAWN</u>
Petition for Rehearing GRANTED

-27-ANNOUNCEMENTS Colorado Court of Appeals November 10, 2022

Court of Appeals No. 20CA0225

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jack Lee Justice,

Defendant-Appellant.

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

Petition for Rehearing <u>DENIED</u>

Court of Appeals No. 21CA0952

Battle Mountain Corporation,

Plaintiff-Appellant,

v.

Battle North, LLC, Battle South, LLC, and Battle One Developer, LLLP,

Defendants-Appellees.

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

Petition for Rehearing <u>DENIED</u>

Court of Appeals No. 21CA0966

Bernard Kenneth Rivers, Jr.,

Plaintiff-Appellant,

v.

Todd Taylor, Dana Nichols, Jeffrey Romeo, Kenneth Barker, Troy Hause, James Hartmann, State of Colorado, and Michael Rourke,

Defendants-Appellees.

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

Petition for Rehearing <u>DENIED</u>

Court of Appeals No. 21CA1218

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Craig Sebastian Robledo-Valdez,

Defendant-Appellant.

ORDER AFFIRMED

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

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

Petition for Rehearing <u>DENIED</u>

^{*}Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2022.