

ANNOUNCEMENTS
COLORADO COURT OF APPEALS
May 18, 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

[2023COA41](#)

Court of Appeals No. [21CA0370](#)
Rio Blanco County District Court No. 20CV1
Honorable John F. Neiley, Judge

Gary Heidel, Michele Aschbacher, Camille Rowell, Kersten Heidel, and Michael Rowell,

Plaintiffs-Appellees,

v.

Rio Blanco County Sheriff's Office; Anthony Mazzola, in his official capacity as Sheriff of Rio Blanco County and in his individual capacity; Jeremy Muxlow; Kim Cook; Clinton Kilduff; and Jonny Murray,

Defendants-Appellants.

ORDER AFFIRMED

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

-2-
ANNOUNCEMENTS
Colorado Court of Appeals
May 18, 2023

[2023COA42](#)

Court of Appeals No. [21CA1317](#)

Jefferson County District Court No. 19DR30644

Honorable Tamara S. Russell, Judge

In re the Marriage of

Kirsten Medeiros, n/k/a Kirsten Scheig,

Appellee,

and

Matthew Douglas Medeiros,

Appellant.

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

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

UNPUBLISHED OPINIONS

Court of Appeals No. 19CA1576
Arapahoe County District Court No. 18CR1162
Honorable Darren L. Vahle, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Cleveland Vernon Grimes IV,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE NAVARRO
Brown and Yun, JJ., concur

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

Court of Appeals No. 20CA0171
Larimer County District Court No. 18CR2276
Honorable Stephen J. Jouard, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Aron Ratcliff,

Defendant-Appellant.

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

Division I
Opinion by JUDGE GROVE
Dailey and Gomez, JJ., concur

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

Court of Appeals No. 20CA0556
El Paso County District Court No. 12CR333
Honorable Larry E. Schwartz, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Alonzo Jean Paige,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE DAILEY
Grove and Gomez, JJ., concur

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

Court of Appeals No. 20CA0562
Mesa County District Court No. 18CR120
Honorable Valerie J. Robison, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

John Frank Martinez, Jr.,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE J. JONES
Dunn and Lum, JJ., concur

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

Court of Appeals No. 20CA0671
City and County of Denver District Court No. 19CR4681
Honorable A. Bruce Jones, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Kenneth A. Francis,

Defendant-Appellant.

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

Division VII
Opinion by JUDGE HARRIS
Grove and Kuhn, JJ., concur

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

Court of Appeals No. 20CA0737
Arapahoe County District Court No. 01CR1748
Honorable Darren L. Vahle, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joshua David Swan,

Defendant-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE YUN
Navarro and Brown, JJ., concur

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

Court of Appeals No. 20CA1096
El Paso County District Court No. 05CR2100
Honorable David A. Gilbert, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

David Mark Archuleta,

Defendant-Appellant.

ORDER AFFIRMED

Division III
Opinion by JUDGE DUNN
J. Jones and Lum, JJ., concur

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

Court of Appeals No. 20CA1293
Lincoln County District Court No. 18CR118
Honorable Cynthia D. Mares, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

John Lee LaBorde,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE NAVARRO
Brown and Yun, JJ., concur

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

Court of Appeals No. 20CA1455
Boulder County District Court No. 19CR327
Honorable Bruce Langer, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Yair Uriel Venegas-Gonzalez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE GROVE
Harris and Kuhn, JJ., concur

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

Court of Appeals No. 20CA1636
Adams County District Court No. 19DR30101
Honorable Jeffrey Smith, Judge

In re the Marriage of

Fatma E. Reno,

Appellee,

and

John R. Reno,

Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE GOMEZ
Furman and Tow, JJ., concur

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

Court of Appeals No. 20CA1749
Boulder County District Court No. 16CR1589
Honorable Bruce Langer, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Scott William Wyban,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE KUHN
Fox and Welling, JJ., concur

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

Court of Appeals No. 21CA0026
Jefferson County District Court No. 19DR30012
Honorable Diego G. Hunt, Judge

In re the Marriage of

Matthew Tatusko,

Appellee,

and

Marisa Tatusko, n/k/a Maris Greshko,

Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE PAWAR
Schock and Berger*, JJ., concur

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

Court of Appeals No. 21CA0198
City and County of Denver District Court No. 14CR3311
Honorable Nikea T. Bland, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Fernando Byrd-Farr,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE GOMEZ
Dailey and Grove, JJ., concur

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

Court of Appeals No. 21CA0330
City and County of Denver District Court No. 20CV30090
Honorable Suzanne F. Carlson, Judge

Esther A. Rima and Jeremy Rima,

Plaintiffs-Appellants,

v.

Cindy L. Wiebe and Wayne R. Wiebe,

Defendants-Appellees.

APPEAL DISMISSED

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

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

Court of Appeals No. 21CA0981
City and County of Denver Juvenile Court No. 19JD360
Honorable D. Brett Woods, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of B.H.,

Juvenile-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 21CA1149
Weld County District Court No. 15CR2044
Honorable Timothy Kerns, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Daniel James Meyer,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE DAILEY
Grove and Gomez, JJ., concur

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

Court of Appeals No. 21CA1788
Arapahoe County District Court No. 20CR1211
Honorable Michelle A. Amico, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jose Roberto Bermudez-Figueroa,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE BROWN
Navarro and Yun, JJ., concur

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

Court of Appeals No. 21CA2063
City and County of Denver District Court No. 17DR30926
Honorable Lisa Arnolds, Judge

In re the Marriage of

Renee Mansfied, n/k/a Renee Eign,

Appellee,

and

Boris Mannsfeld,

Appellant.

ORDER AFFIRMED

Division VII
Opinion by JUDGE VOGT*
Pawar and Schock, JJ., concur

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

Court of Appeals No. 22CA0299
Arapahoe County District Court No. 18DR30450
Honorable Cajardo Lindsey, Judge

In re the Parental Responsibilities Concerning A.A.H., a Child,

Dolgormaa Byambaa,

Appellee,

and

John Frederick Hagen,

Appellant.

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

Division II
Opinion by JUDGE TOW
Furman and Johnson, JJ., concur

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

Court of Appeals No. 22CA0400
Jefferson County District Court No. 08CR1638
Honorable Russell Klein, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Garry Wendall Martin,

Defendant-Appellant.

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

Division III
Opinion by JUDGE LUM
J. Jones and Dunn, JJ., concur

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

Court of Appeals No. 22CA0899
El Paso County District Court No. 21DR32086
Honorable Catherine Mitchell Helton, Judge

In re the Marriage of

McKenna S. Stewart,

Appellant,

and

David L. Stewart Jr.,

Appellee.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE JOHNSON
Furman and Tow, JJ., concur

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

Court of Appeals No. 22CA0947
Ouray County District Court No. 21DR6
Honorable D. Cory Jackson, Judge

In re the Marriage of

Stefan Hays Davenport,

Appellee,

and

Heather Cammisa-Davenport, n/k/a Jean Cammisa,

Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE WELLING
Fox and Kuhn, JJ., concur

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

Court of Appeals No. 22CA1236
Industrial Claim Appeals Office of the State of Colorado
DD No. 6301-2022

Adela Clayton,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Team Select Home
Care of Colorado,

Respondents.

ORDER AFFIRMED

Division III
Opinion by JUDGE J. JONES
Dunn and Lum, JJ., concur

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

Court of Appeals No. 22CA1294
Logan County District Court No. 21JV26
Honorable Stephanie M.G. Gagliano, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning D.H.,

Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 22CA1500
El Paso County District Court No. 21JV93
Honorable Jessica L. Curtis, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning T.L.,

Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE FOX
Welling and Kuhn, JJ., concur

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

Court of Appeals No. 22CA1945
Industrial Claim Appeals Office of the State of Colorado
DD No. 23195-2022

Benjamin R. Medina,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Community
Residential & Respite,

Respondents.

ORDER AFFIRMED

Division VII
Opinion by JUDGE BERGER*
Pawar and Schock, 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. 20CA0377

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Alonso Quintana,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 20CA0920

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Chad Ray Hovet,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 21CA1922

Excell Consulting International, Inc.,

Plaintiff-Appellee,

v.

DTH Corporation,

Defendant-Appellant.

Petition for Rehearing DENIED

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

[2023COA30M](#)

Court of Appeals No. [21CA1957](#)

Blakeland Drive Investors, LLP IV,

Plaintiff-Appellee,

v.

Rashid Taghavi and Taghavi, Inc., d/b/a Gas Express, a Colorado corporation,

Defendants-Appellants.

Opinion Modified and
Petition for Rehearing DENIED

Court of Appeals No. 22CA0468

The People of the State of Colorado,

Plaintiff-Appellee,

v.

German Salas,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 22CA1825

Joy Fernandez,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and State of Colorado
Public Safety,

Respondents.

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. 2022.