

**CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, MAY 2, 2022**

"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.

RULE CHANGE

[RULE CHANGE 2022\(08\)](#)

COLORADO RULES OF PROFESSIONAL CONDUCT

Rule 1.16A

Amended and Adopted by the Court, En Banc, April 28, 2022, immediately.

DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 20SC715, Court of Appeals Case No. 20CA834

Petitioner:

Saad Hanna,

v.

Respondent:

Littleton Adventist Hospital.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC679, Court of Appeals Case No. 19CA2249

Petitioners:

Laura Lichter and James Pollock,

v.

Respondents:

Independent Reservoir Company and Hamblin Lake I, LLC.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, MAY 2, 2022*

No. 21SC680, District Court, City and County of Denver County Case No. 21CV31274

Petitioner:

Whitney M. Martinez,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC722, Court of Appeals Case No. 20CA254

Petitioner:

Dakota Station II Condominium Association, Inc., a Colorado nonprofit corporation,

v.

Respondent:

Owners Insurance Company, a Michigan corporation.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC723, Court of Appeals Case No. 19CA2054

Petitioners:

Timothy Ekberg, Justin Fierstein, and Sarah Fierstein,

v.

Respondent:

Jeffrey Speicher.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC730, Court of Appeals Case No. 20CA1054

Petitioners:

Carol Rademacher and The Carol Rae Rademacher Trust,

v.

Respondent:

John Becker, Trustee of the John E. Becker Trust.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, MAY 2, 2022

No. 21SC740, Court of Appeals Case No. 19CA315

Petitioners:

Cynthia Horvath and Macrina DiGregorio,

v.

Respondents:

Timber Creek Lodges Condominium Association; Leo James Marx; Laura Smock; Kimberly J. Sperry; David D. Donaldson; Timbercreek A-4 LLC, a Texas limited liability; Marilyn A. Dougherty; Robert L. Rasmussen; Patricia A. Rasmussen; William A. Stellenwerf, Jr.; and Elena V. Stellenwerf.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC785, Court of Appeals Case No. 20CA970

Petitioner:

Jaime L. Lucero,

v.

Respondent:

Mortgage Investment Enterprises, LLC.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC790, Court of Appeals Case No. 18CA1515

Petitioner:

Thanh Ta,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, MAY 2, 2022*

No. 21SC795, Court of Appeals Case No. 19CA2092

Petitioner:

Shaffer Deslongchamp-Chapman,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC35, Court of Appeals Case No. 19CA1227

Petitioner:

Sedona Paige Johnson,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC43, Court of Appeals Case No. 19CA1053

Petitioner:

Felipe Hernandez-Escajeda,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, MAY 2, 2022

No. 22SC51, Court of Appeals Case No. 20CA887

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Jay Patrick Burkhart.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE HOOD and JUSTICE SAMOUR would grant as to the following issue:

Whether the court of appeals misconstrued this court's holdings in *People v. Stellabotte*, 2018 CO 66, 421 P.3d 174, by retroactively applying the 2020 escape amendments to Defendant's conviction.

No. 22SC60, Court of Appeals Case No. 19CA1893

Petitioner:

Rodney Lester,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC62, Court of Appeals Case No. 19CA822

Petitioner:

Toby Porfilio Quintana,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, MAY 2, 2022*

No. 22SC63, Court of Appeals Case No. 20CA1176

Petitioner:

R. Kirk McDonald,

v.

Respondent:

Jefferson County Public Health on behalf of Mitch Brown in his capacity as Supervisor Environmental Health, Jefferson County, Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC64, Court of Appeals Case No. 18CA1614

Petitioner:

Charles William Fletcher III,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC71, Court of Appeals Case No. 19CA1840

Petitioner:

Casey Cole Mackenzie,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC79, Court of Appeals Case No. 20CA1321

Petitioner:

Kelley Daniel Wiggins,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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No. 22SC110, Court of Appeals Case No. 18CA959

Petitioner:

Richard Darnell Latimer,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC217, Court of Appeals Case No. 21CA892

Petitioner:

D. V.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

Z. L. B.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC222, Court of Appeals Case No. 21CA966

Petitioner:

Bernard Kenneth Rivers, Jr,

v.

Respondents:

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

Petition for Writ of Certiorari Pursuant to C.A.R. 50 DENIED. EN BANC.

No. 22SC238, Court of Appeals Case No. 21CA945

Petitioner:

R. C.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

M. C.

Petition for Writ of Certiorari DENIED. EN BANC.