

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
July 14, 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

[2022COA73](#)

Court of Appeals No. [20CA0629](#)
Boulder County District Court No. 17CR1238
Honorable Andrew R. Macdonald, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Charles James Crabtree,

Defendant-Appellant.

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

Division V
Opinion by JUDGE FOX
Freyre and Gomez, JJ., concur

-2-
ANNOUNCEMENTS
Colorado Court of Appeals
July 14, 2022

[2022COA74](#)

Court of Appeals No. [20CA1669](#)

Moffat County District Court No. 19DR30018

Honorable Michael A. O'Hara III, Judge

In re the Marriage of

Jeffrey Wenciker,

Appellee,

and

Kinsey Bolen,

Appellant.

APPEAL DISMISSED IN PART
AND ORDER AFFIRMED IN PART

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

[2022COA75](#)

Court of Appeals No. [21CA0206](#)

El Paso County District Court No. 20PR30527

Honorable Vincent N. Rahaman, Magistrate

In the Matter of Mendy Brockman Disability Trust,

Jason Brockman, as Trustee of the Mendy Brockman Disability Trust,

Appellant,

v.

Colorado Department of Health Care Policy and Financing,

Appellee.

ORDER AFFIRMED

Division I
Opinion by JUDGE BERGER
Dailey and Tow, JJ., concur

Prior Opinion Announced June 9, 2022, WITHDRAWN

OPINION PREVIOUSLY ANNOUNCED AS “NOT PUBLISHED PURSUANT TO
C.A.R. 35(e)” ON JUNE 9, 2022, IS NOW DESIGNATED FOR PUBLICATION

-4-
ANNOUNCEMENTS
Colorado Court of Appeals
July 14, 2022

[2022COA76](#)

Court of Appeals No. [21CA0223](#)

Arapahoe County District Court No. 20CV31562

Honorable Frederick T. Martinez, Judge

Nation SLP, LLC,

Plaintiff-Appellant,

v.

Marc Bruner and Michael Caetano,

Defendants-Appellees.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

[2022COA77](#)

Court of Appeals No. [21CA0318](#)

Jefferson County District Court No. 16CV30654

Honorable Diego G. Hunt, Judge

Laurie Nakauchi,

Plaintiff-Appellant and Cross-Appellee,

v.

Wanda Cowart, in her official capacity as Director of the Community Assistance Division for Jefferson County, Colorado; Yvette Gallegos, in her official capacity as a child support specialist for Child Support Services; Larry Desbien, in his official capacity as Director of Colorado Child Support Services; Michelle Barnes, in her official capacity as Executive Director of the Colorado Department of Human Services,

Defendants-Appellees and Cross-Appellants.

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

Division V
Opinion by JUDGE FOX
Freyre and Gomez, JJ., concur

[2022COA78](#)

Court of Appeals No. [21CA0666](#)

El Paso County District Court No. 20CV30862

Honorable Laura N. Findorff, Judge

Honorable Frances R. Johnson, Judge

Timothy J. Leonard and Deepwater Point Company, a Colorado corporation,

Plaintiffs-Appellants,

v.

Interquest North Business Improvement District, a quasi municipal entity,

Defendant-Appellee.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division I
Opinion by JUDGE BERGER
Dailey and Tow, JJ., concur

UNPUBLISHED OPINIONS

Court of Appeals No. 19CA1552
Cheyenne County District Court No. 18CR2
Honorable Mike Davidson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Diamante Perla Giron,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE FREYRE
Fox and Casebolt*, JJ., concur

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

Court of Appeals No. 19CA1626
City and County of Denver District Court No. 17CR6301
Honorable Karen L. Brody, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Donald Walter Montoya,

Defendant-Appellant.

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. 19CA1691
Douglas County District Court No. 18CR823
Honorable Theresa Slade, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Lucas Aaron Rocha,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 19CA2112
Teller County District Court No. 16CR191
Honorable Scott A. Sells, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Donald James Stookey,

Defendant-Appellant.

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

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

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

Court of Appeals No. 20CA0082
Arapahoe County District Court No. 17CR2454
Honorable Ryan J. Stuart, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Kevin Michael Craft,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division P
Opinion by JUDGE BROWN
Davidson* and Taubman*, JJ., concur

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

Court of Appeals No. 20CA0092
Arapahoe County District Court No. 04CR3399
Honorable Ben L. Leutwyler III, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Daniel Duane Tague,

Defendant-Appellant.

ORDER AFFIRMED

Division P
Opinion by JUDGE BROWN
Davidson* and Taubman*, JJ., concur

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

Court of Appeals No. 20CA0466
Jefferson County District Court No. 19CR1827
Honorable Robert Lochary, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Angelique Lopez,

Defendant-Appellant.

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

Division P
Opinion by JUDGE BROWN
Davidson* and Taubman*, JJ., concur

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

Court of Appeals No. 20CA0580
Jefferson County District Court No. 19CR2330
Honorable Christopher C. Zenisek, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Brett Lander Davidson,

Defendant-Appellant.

JUDGMENT AND SENTENCE AFFIRMED

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

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

Court of Appeals No. 20CA0626
Boulder County District Court No. 18CR609
Honorable Andrew Hartman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Trevor Alan Howell,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE SCHUTZ
J. Jones and Welling, JJ., concur

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

Court of Appeals No. 20CA1437
City and County of Denver District Court No. 01CR3949
Honorable Edward D. Bronfin, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Donnell Littleton,

Defendant-Appellant.

APPEAL DISMISSED

Division III
Opinion by JUDGE WELLING
J. Jones and Schutz, JJ., concur

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

Court of Appeals No. 20CA1782
City and County of Denver District Court No. 19CV30899
Honorable Brian R. Whitney, Judge
Honorable Michael J. Vallejos, Judge

Singer Island Gateway LLC and Richard J. Lazzara,

Plaintiffs-Appellees,

v.

John G. Nelson,

Defendant-Appellant.

JUDGMENT AND ORDERS AFFIRMED

Division VII
Opinion by JUDGE KUHN
Navarro and Lipinsky, JJ., concur

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

Court of Appeals No. 20CA1967
El Paso County District Court No. 20CV257
Honorable David Prince, Judge

Kynan S. Arnold,

Plaintiff-Appellant,

v.

Jared Polis, in his official capacity as Governor of the State of Colorado,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE J. JONES
Welling and Davidson*, JJ., concur

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

Court of Appeals No. 20CA2151
Arapahoe County District Court No. 08CR2762
Honorable Ryan J. Stuart, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Victoria Dawn Wright,

Defendant-Appellant.

ORDERS AFFIRMED

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

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

Court of Appeals No. 21CA0257
Adams County District Court No. 15PR217
Honorable Emily E. Anderson, Judge

In re the Estate of Judith Ann Alvarez, deceased.

Juli-Andra Fuentes,

Appellant,

v.

Jeffery Anthony Sanchez, Jr., as personal representative of the Estate of
Andrew Alvarez, deceased,

Appellee.

ORDERS AFFIRMED IN PART, VACATED IN PART,
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. 21CA0415
Archuleta County District Court No. 20CV30043
Honorable William L. Herringer, Judge

Catamount Energy Partners LLC, a Delaware limited liability company,
Plaintiff-Appellee,

v.

Ensign United States Drilling Inc., a Colorado corporation,
Defendant-Appellant.

ORDER 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. 21CA1350
City and County of Denver District Court No. 12DR1367
Honorable Nikea T. Bland, Judge

In re the Marriage of

Joseph Cody Stockwell,

Appellee,

and

Jennifer Lynn Dees,

Appellant.

ORDER AFFIRMED

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

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

Court of Appeals No. 21CA1651
City and County of Denver Juvenile Court No. 21JV332
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning B.M.A.,

Appellant.

APPEAL DISMISSED

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

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

Court of Appeals No. 21CA1811
Arapahoe County District Court No. 20JV99
Honorable Don J. Toussaint, Judge

The People of the State of Colorado,

Appellee,

In the Interest of A.F. and A.S., Children,

and Concerning A.S.,

Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE PAWAR
Richman and Brown, JJ., concur

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

Court of Appeals No. 21CA1813
Industrial Claim Appeals Office of the State of Colorado
WC No. 5-125-817

Lupita Angelina Selina Giron,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado, Allied Universal, and
XL Insurance of America,

Respondents.

ORDER 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. 21CA1953
Fremont County District Court No. 21JV44
Honorable Lynette M. Wenner, Judge

The People of the State of Colorado,

Appellee,

In the Interest of L.M.S-R. and T.R., Children,

and Concerning P.M.R.,

Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE PAWAR
Richman and Brown, JJ., concur

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

Court of Appeals No. 21CA2003
Weld County District Court No. 19CV695
Honorable Meghan Saleebey, Judge

The People of the State of Colorado,

Appellee,

In the Interest of E.V. and D.M., Children

and Concerning C.V.,

Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 22CA0144
Industrial Claim Appeals Office of the State of Colorado
DD No. 61100-2021

Dale Fields,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Division of
Unemployment Insurance PEB Team,

Respondents.

ORDER AFFIRMED

Division II
Opinion by JUDGE YUN
Furman and Grove, JJ., concur

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

Court of Appeals No. 22CA0451
Industrial Claim Appeals Office of the State of Colorado
DD No. 7876-2022

Cori Surratt-Gee,

Petitioner,

v.

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

Respondents.

ORDER AFFIRMED

Division I
Opinion by JUDGE DAILEY
Berger and Tow, 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

[2022COA55M](#)

Court of Appeals No. [18CA1409](#)

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Glen Gary Montoya,

Defendant-Appellant.

Opinion Modified and
Petition for Rehearing DENIED

Court of Appeals Nos. 20CA2066, 21CA0504 & 21CA0793

In re the Parental Responsibilities Concerning M.M., a Child,

and Concerning Kristin Lee,

Appellee,

and

William Muhr,

Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 21CA0018

Mile High Mini Banks, Inc., d/b/a MiniBanks, Inc., a Colorado corporation,

Plaintiff-Appellant,

v.

Treatments Unlimited, LLC, d/b/a Altitude the Dispensary, a Colorado limited liability company,

Defendant-Appellee.

Opinion Modified and
Petition for Rehearing DENIED

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

Court of Appeals No. 21CA0101

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Anthony L. Owens,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 21CA0349

Abraham Hagos,

Plaintiff-Appellant,

v.

Alison Ruttenberg,

Defendant-Appellee.

Petition for Rehearing DENIED

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

Court of Appeals No. 21CA0759

In re the Marriage of

William Burdette Berringer, by and through Brenda Berringer as Guardian,

Appellant,

and

Shellee Lin Berringer,

Appellee.

Petition for Rehearing DENIED

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

Court of Appeals No. 22CA0397

Brandon L. Fake,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Division of
Unemployment Insurance, PEB Team,

Respondents.

Petition for Rehearing DENIED

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

MODIFIED OPINIONS

[2022COA70M](#)

Court of Appeals No. [19CA1927](#)

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James A. Vigil,

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. 2021.