

**CASE ANNOUNCEMENTS  
COLORADO SUPREME COURT  
MONDAY, OCTOBER 24, 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.

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**GRANTED PETITIONS FOR WRIT OF CERTIORARI**

**No. 22SC250, Court of Appeals Case No. 20CA1778**

**Petitioner:**

City and County of Denver,

v.

**Respondents:**

Board of County Commissioners of Adams County; City of Aurora; City of Brighton;  
and City of Thornton.

Petition for Writ of Certiorari GRANTED. EN BANC.

Whether the Court of Appeals erred when it determined that a cause of action for breach of contract does not accrue until the extent of damages is fully ascertainable and there is an "incentive to sue."

DENIED AS TO ALL OTHER ISSUES.

JUSTICE BERKENKOTTER does not participate.

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**No. 22SC272, Court of Appeals Case No. 19CA1308**

**Petitioner:**

Arnold Roman Martinez,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari GRANTED. EN BANC.

[REFRAMED] Whether an appellate court reviews a trial court's proximate cause determination for restitution purposes under an abuse of discretion standard.

Whether the prosecution proved this bike theft proximately caused the car damage for which the court awarded restitution.

DENIED AS TO ALL OTHER ISSUES.

JUSTICE BERKENKOTTER does not participate.

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**DENIED PETITIONS FOR WRIT OF CERTIORARI**

**No. 22SC2, Court of Appeals Case No. 19CA159**

**Petitioner:**

Chad Patrick Connolly,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC141, Court of Appeals Case No. 19CA1516**

**Petitioner:**

Shuree Renee Cameron,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC204, Court of Appeals Case No. 18CA1099**

**Petitioner:**

Adrian Jeremiah Brown,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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

Whether the majority of the appellate panel erred in its application of the Colorado Supreme Court’s analytical framework set forth in *People in the Interest of R.D.*, 2020 CO 44, 464 P.3d 717, for determining whether a statement is a “true threat” and not constitutionally protected when the statement was made not on social media but in a courtroom by a pro se litigant during an emotionally charged dependency and neglect proceeding.

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**No. 22SC248, Court of Appeals Case No. 18CA1747**

**Petitioner:**

Scott Michael Bowers,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE GABRIEL and JUSTICE HART would grant as to the following issue:

Whether the division erred in holding that “strangulation generally describes both the conduct perpetrated by defendant and the injury suffered by the victim,” such that strangulation alone is a “serious bodily injury” under the first-degree assault, section 18-3-202(1)(c), C.R.S. (2022), and crime of violence statutes, section 18-1.3-406(2)(a)(I)(B), C.R.S. (2022).

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**No. 22SC289, Court of Appeals Case No. 20CA139**

**Petitioner:**

Grant Orvis,

v.

**Respondent:**

B. Holdings & Distribution, Inc.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE BERKENKOTTER does not participate.

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**No. 22SC303, Court of Appeals Case No. 19CA342**

**Petitioner:**

The People of the State of Colorado,

v.

**Respondent:**

Natalie Nicole Gulyas.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC320, Court of Appeals Case No. 19CA2398**

**Petitioner:**

Bruce E. Bagwell,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC408, Court of Appeals Case No. 19CA2191**

**Petitioner:**

Leonardo Baquix Ajracaja,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC409, Court of Appeals Case No. 18CA2279**

**Petitioner:**

Levi Barry Etherton,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC411, Court of Appeals Case No. 19CA2140**

**Petitioner:**

Diego Olmos Alcalde,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC412, Court of Appeals Case No. 18CA282**

**Petitioner:**

Caterrius Latrent Martin, Jr.,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC416, Court of Appeals Case No. 19CA2017**

**Respondent:**

The People of the State of Colorado,

**In the Interest of**

**Petitioner:**

A.Z.-R., a Juvenile.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC421, Court of Appeals Case No. 19CA2043**

**Petitioner:**

Jeffrey Boyd Bader,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC422, Court of Appeals Case No. 20CA778**

**Petitioner:**

Ronald Lee Gray,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC424, Court of Appeals Case No. 19CA1327**

**Petitioner:**

Victor Arnold Gabler,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC426, La Plata County District Court Case No. 21CV30152**

**Petitioner:**

Skylar Justin Trujillo,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC431, Court of Appeals Case No. 20CA142**

**Petitioner:**

Vincent Phillip January,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC640, Court of Appeals Case No. 20CA1981**

**Petitioner:**

Nancy J. Martinez,

v.

**Respondent:**

Paul Novak Agency for Allstate Insurance.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC719, Court of Appeals Case No. 22CA191**

**Petitioner:**

B.M.L.,

v.

**Respondent:**

The People of the State of Colorado,

**In the Interest of Minor Child:**

P.R.T.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC720, Court of Appeals Case No. 21CA1374**

**Petitioner:**

L.R.K.,

v.

**Respondent:**

The People of the State of Colorado,

**In the Interest of Minor Child:**

P.E.M.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC721, Court of Appeals Case No. 21CA1422**

**Petitioner:**

S.R.W.,

v.

**Respondent:**

The People of the State of Colorado,

**In the Interest of Minor Child:**

Z.E.M.W.S.

Petition for Writ of Certiorari DENIED. EN BANC.

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