

**CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, MARCH 21, 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.

OPINIONS

[2022 CO 13](#)

Supreme Court Case No. 21SC6
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 19CA546

Petitioner:

Saul Cisneros,

v.

Respondent:

Bill Elder, in his official capacity as Sheriff of El Paso County, Colorado.

Judgment Reversed
en banc

JUSTICE GABRIEL delivered the Opinion of the Court, in which **CHIEF JUSTICE BOATRIGHT**, **JUSTICE MÁRQUEZ**, **JUSTICE HOOD**, **JUSTICE HART**, **JUSTICE SAMOUR**, and **JUSTICE BERKENKOTTER** joined.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

[2022 CO 14](#)

Supreme Court Case No. 21SA308
Original Proceeding Pursuant to C.A.R. 21
Weld County District Court Case Nos. 15CR74, 16CR671, 18CR273 & 18CR686
Honorable Timothy G. Kerns, Judge

**In Re
Plaintiff:**

The People of the State of Colorado,

v.

Defendant:

Jared Cortes-Gonzalez.

Rule Made Absolute
en banc

JUSTICE SAMOUR delivered the Opinion of the Court, in which **CHIEF JUSTICE BOATRIGHT, JUSTICE MÁRQUEZ, JUSTICE HOOD, JUSTICE GABRIEL, JUSTICE HART,** and **JUSTICE BERKENKOTTER** joined.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

ORIGINAL PROCEEDINGS

[21SA350](#) In Re People v. Sanchez, Veronica
Order issued March 17, 2022

[21SA370](#) In Re: Interest of A.M.K.
Order issued March 18, 2022

CONGRESSIONAL/ LEGISLATIVE REDISTRICTING

[22SA27](#) In Re Proposed Changes to Borders Between Congressional Districts
Order issued March 18, 2022

[22SA28](#) In Re Proposed Changes to Borders Between State Legislative Districts
Order issued March 18, 2022

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

GRANTED PETITIONS FOR WRIT OF CERTIORARI

No. 21SC393, Court of Appeals Case No. 19CA1798

Petitioners:

Montezuma County, Colorado; Montezuma County Board of County Commissioners; Montezuma County Board of Equalization; Montezuma County Assessor; Montezuma County Treasurer; and Colorado Property Tax Administrator,

v.

Respondent:

Co2 Committee, Inc.

Petition for Writ of Certiorari of Colorado Property Tax Administrator GRANTED.
Petition for Writ of Certiorari of the Montezuma Parties DENIED. EN BANC.

[REFRAMED] Whether the court of appeals erred in holding that nonoperating fractional interest owners in an oil and gas unit have standing to separately challenge a retroactive assessment of tax on the unit, apart from the designated unit operator.

DENIED AS TO ALL OTHER ISSUES.

No. 22SC135, Court of Appeals Case No. 21CA2019

Petitioners:

Jan Kulmann, in her official capacity as Mayor of the city of Thornton and The City of Thornton, Colorado, a Colorado municipal corporation,

v.

Respondent:

Cherish Salazar.

Petition for Writ of Certiorari Pursuant to C.A.R. 50 GRANTED.

Whether the Office of Mayor is sufficiently distinct from the Office of Councilmember in the City of Thornton such that a term of office for one cannot be used as a term of office for the other in calculating Section 11's two-term restriction.

Whether an elected official who only serves a partial term of office for legitimate reasons counts towards the calculation of Section 11's two-term restriction.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 20SC789, Court of Appeals Case No. 17CA746

Petitioner:

Severo Lombardo,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC167, Court of Appeals Case No. 18CA86

Petitioner:

Kevin James Padilla,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC264, Court of Appeals Case No. 18CA150

Petitioner:

Kenneth Wayne Forquer,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 21SC635, Court of Appeals Case No. 17CA1328

Petitioner:

Carri Lyn Daley,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE BERKENKOTTER does not participate.

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

Whether there is a reasonable possibility that a detective’s impermissible testimony that fifteen hours of complainant interviews, unheard by jurors, were “consistent” with complainant’s trial testimony contributed to defendant’s convictions.

No. 21SC669, Court of Appeals Case No. 20CA1364

In re the Marriage of

Petitioner:

Daniel Eugene Wallace,

and

Respondent:

Elizabeth Kristine Miller, f/k/a Elizabeth Kristine Wallace.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC720, Court of Appeals Case No. 17CA8

Petitioner:

David Dean Turner,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 21SC825, Court of Appeals Case No. 18CA1465

Petitioner:

Joseph L. Archuleta,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC826, Court of Appeals Case No. 17CA724

Petitioner:

Juan Benjamin Ruiz,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC827, Court of Appeals Case No. 19CA1502

Petitioner:

Larry Glenn Adamson,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC828, Court of Appeals Case No. 19CA684

Petitioner:

Michael Ray Erickson, II,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 21SC829, Court of Appeals Case No. 18CA2013

Petitioner:

Preston J. Reed,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC831, Court of Appeals Case No. 18CA1794

Petitioner:

Jacob William Archuleta,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC833, Court of Appeals Case No. 19CA83

Petitioner:

Shawn Michael Oliver,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC848, Court of Appeals Case No. 19CA1624

Petitioner:

Beth Ann Smith,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 21SC849, Court of Appeals Case No. 19CA716

Petitioner:

Dea Jenkins Cooper,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC87, Court of Appeals Case No. 21CA627

Petitioner:

M.F.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

E.F.,

and Concerning

J.F.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC106, Court of Appeals Case No. 21CA729

Petitioners:

T.P. and A.F.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

Z.P.

Petitions for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 22SC107, Court of Appeals Case No. 21CA611

Petitioner:

H.S.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Children:

K.S., B.S., T.S., J.S., and L.S.,

and Concerning

J.S.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC109, Court of Appeals Case No. 21CA181

Petitioner:

R.T.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

N.T.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC114, Court of Appeals Case No. 21CA465

Petitioner:

B.M.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Children:

G.M. and A.M.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 22SC115, Court of Appeals Case No. 21CA854

Petitioner:

T.S.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

R.P.S.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC130, Court of Appeals Case No. 21CA619

Petitioner:

R.S.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

L.S.D.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC131, Court of Appeals Case No. 21CA662

Petitioner:

T.P.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

C.P.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 22SC132, Court of Appeals Case No. 21CA273

Petitioner:

J.R.N.

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

J. R.N., Jr.,

and Concerning

S.D.N.

Petition for Writ of Certiorari DENIED. EN BANC.
