

**CASE ANNOUNCEMENTS  
COLORADO SUPREME COURT  
MONDAY, NOVEMBER 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.

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**OPINIONS**

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**Supreme Court Case No. 21SC334**  
*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 19CA1718

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**Petitioners:**

Jagged Peak Energy Inc.; Joseph N. Jagers; Robert W. Howard; Shonn D. Stahlecker; Charles D. Davison; S. Wil Vanloh, Jr.; Blake A. Webster; Citigroup Global Markets Inc.; Credit Suisse Securities (USA) LLC; J.P. Morgan Securities LLC; Goldman, Sachs & Co.; RBC Capital Markets, LLC; Wells Fargo Securities, LLC; UBS Securities LLC; Keybank Capital Markets, Inc.; ABN AMRO Securities (USA) LLC; Fifth Third Securities, Inc.; Petrie Partners Securities, LLC; Tudor, Pickering, Holt & Co. Securities, Inc.; BMO Capital Markets Corp.; Deutsche Bank Securities Inc.; Evercore Group L.L.C.; and Scotia Capital (USA) Inc.,

v.

**Respondent:**

Oklahoma Police Pension and Retirement System, individually and on behalf of all others similarly situated.

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**Judgment Affirmed**  
*en banc*

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

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**GRANTED PETITION FOR WRIT OF CERTIORARI**

**No. 22SC242, Court of Appeals Case No. 20CA1445**

**Petitioner:**

Weld County Board of County Commissioners,

v.

**Respondents:**

Jill Hunsaker Ryan, in her official capacity as the Executive Director of the Colorado Department of Public Health and Environment; Colorado Department of Public Health and Environment; and Colorado Air Quality Control Commission, an agency of the State of Colorado.

Petition for Writ of Certiorari GRANTED. EN BANC.

Whether the division erred when applying the “Rule of *Martin*” to dismiss Weld County’s action for judicial review of a rule promulgated by the Air Quality Control Commission (“Commission”), by holding that Weld County is (1) subordinate to the Commission in the context of air quality control and (2) that the Colorado General Assembly has not granted Weld County an express statutory right to seek judicial review of the Commission’s rulemaking.

[REFRAMED] Whether this Court should review and clarify *Martin v. District Court*, 550 P.2d 864 (1976).

DENIED AS TO ALL OTHER ISSUES.

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**DENIED PETITIONS FOR WRIT OF CERTIORARI**

**No. 22SC155, Court of Appeals Case No. 18CA1952**

**Petitioner:**

Jeremy Peterson,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC297, Court of Appeals Case No. 18CA2421**

**Petitioner:**

Bryan Michael Hamm,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 22SC374, Court of Appeals Case No. 20CA221**

**Petitioner:**

Barbara Jean Howe,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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