

**CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, NOVEMBER 15, 2021**

"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

[2021 CO 76](#)

Supreme Court Case No. 21SA305
*Original Proceeding Pursuant to Article V, Section 48.3
of the Colorado Constitution*

**In Re
Petitioner:**

Colorado Independent Legislative Redistricting Commission.

Plans Approved
en banc

JUSTICE GABRIEL delivered the Opinion of the Court.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

[2021 CO 77](#)

Supreme Court Case No. 20SA278

Appeal from the District Court

Weld County District Court, Water Division 1, Case No. 18CW3166

Honorable James F. Hartmann, Water Judge

Plaintiffs-Appellants:

Robert Kint Glover, Gerald Kiefer, Marjorie R. Kiefer Marital Trust, Blair A. Kiefer Family Trust, Jane Raeleen Dunn, Friday LLC, and The Estate of Robert Kint Glover,

and

Appellant:

Gregory Cucarola,

v.

Defendants-Appellees:

Serratoga Falls LLC; Resource Land Holdings LLC; Jesse McDowell; Town of Timnath; Kitchel Lake Development Corporation; Kitchel Lake Partners, LLC; James Righeimer; Lee Lowrey; and Kenneth Mitchell.

Judgment Affirmed

en banc

JUSTICE HART delivered the Opinion of the Court.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

HELD PETITIONS FOR WRIT OF CERTIORARI

21SC463, Miller v. People

Held pending 20SC463, *Pearson v. People*

DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 21SC287, Court of Appeals Case No. 18CA1956

Petitioner:

Rarlin Michael Barbin,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC320, Court of Appeals Case No. 18CA2150

Petitioner:

Jim Frank,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC342, Court of Appeals Case No. 19CA2178

Petitioners:

Niall O'Toole; Mary Anne Carroll; Renala Condominium Association, Inc.; Thomas J. McWilliams; and M3 Investments, LLC,

v.

Respondents:

Boulder and White Rock Ditch and Reservoir Company; 2150 Folsom, LLC; and James P. Tyrrell.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 21SC563, Court of Appeals Case No. 19CA132

Petitioner:

Marvin Odell Hopgood,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC569, Court of Appeals Case No. 18CA2426

Petitioner:

Wayne Paul Fontaine, II,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC570, Court of Appeals Case No. 19CA1873

Petitioner:

Eloy David Marquez,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC571, Court of Appeals Case No. 19CA1820

Petitioner:

Ha Xiong,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 21SC572, Court of Appeals Case No. 19CA969

Petitioner:

Jeremy Fisher,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC573, Court of Appeals Case No. 18CA1875

Petitioner:

Hoan Bui,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC575, Court of Appeals Case No. 19CA232

Petitioner:

Jose Luis Lopez-Perez,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC576, Court of Appeals Case No. 18CA2434

Petitioner:

Jonathan Robert Bailey,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 21SC583, Court of Appeals Case No. 20CA1572

Petitioner:

Theodore Nichols,

v.

Respondent:

Dean Williams, Executive Director, Colorado Department of Corrections.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 21SC584, Court of Appeals Case No. 20CA179

Petitioner:

Rickey Lane Hodge,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.
