

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
July 27, 2023*

“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.

UNPUBLISHED OPINIONS

Court of Appeals No. 19CA1606
Arapahoe County District Court Nos. 18CR1574 & 18CR1726
Honorable Ryan J. Stuart, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Ashley Sampson,

Defendant-Appellant.

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

Division II
Opinion by JUDGE FURMAN
Tow and Johnson, JJ., concur

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

Court of Appeals No. 19CA2113
Arapahoe County District Court No. 18CR1651
Honorable Ryan J. Stuart, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

William Corey Kowaski Ardoin,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE WELLING
Fox and Kuhn, JJ., concur

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

Court of Appeals No. 20CA0288
El Paso County District Court No. 19CR488
Honorable Jann P. Dubois, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jackie Allen Cole,

Defendant-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE DAVIDSON*
Brown and Yun, JJ., concur

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

Court of Appeals No. 20CA2074
Jefferson County District Court No. 19CR4168
Honorable Laura A. Tighe, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jose Manuel Morales-Reyes,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE TAUBMAN*
Furman and Tow, JJ., concur

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

Court of Appeals No. 21CA0763
Larimer County District Court No. 16CR202
Honorable Susan J. Blanco, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Seane Paul Volin,

Defendant-Appellant.

ORDER AFFIRMED

Division V
Opinion by JUDGE NAVARRO
Yun and Bernard*, JJ., concur

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

Court of Appeals No. 21CA0912
City and County of Denver District Court No. 07CR1515
Honorable Brian R. Whitney, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Tony Marcell Singleton,

Defendant-Appellant.

ORDER AFFIRMED

Division II
Opinion by JUDGE JOHNSON
Furman and Tow, JJ., concur

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

Court of Appeals No. 21CA1105
City and County of Denver District Court No. 20CR432
Honorable Kenneth M. Laff, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jose M. Armenta-Vazquez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE LIPINSKY
Harris and Schutz, JJ., concur

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

Court of Appeals No. 21CA1574
Adams County District Court No. 20CR1322
Honorable Roberto Ramirez, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Trinidad Renay Marquez,

Defendant-Appellant.

SENTENCE AFFIRMED

Division III
Opinion by JUDGE J. JONES
Lum, J., concurs
Dunn, J., dissents

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

Court of Appeals No. 21CA1636
Adams County District Court No. 94CR214
Honorable Roberto Ramirez, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Dale S. Stone,

Defendant-Appellant.

ORDER AFFIRMED

Division VI
Opinion by JUDGE HARRIS
Lipinsky and Schutz, JJ., concur

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

Court of Appeals No. 21CA1806
El Paso County District Court No. 20CR2576
Honorable Eric Bentley, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Sidney Eugene Phillips, II,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE FURMAN
Tow and Johnson, JJ., concur

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

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ANNOUNCEMENTS
Colorado Court of Appeals
July 27, 2023

Court of Appeals No. 21CA1961
City and County of Denver District Court No. 16CV31798
Honorable Christopher J. Baumann, Judge
Honorable Elizabeth A. Starrs, Judge

Samantha Wagner; Ashley Stewart; A.S., a minor child acting through her mother and next best friend, Ashley Stewart; Mandy Davis; Ammar Laskarwala,

Plaintiffs-Appellants,

v.

Rocky Mountain Planned Parenthood, Inc., a/k/a Planned Parenthood of the Rocky Mountains, Inc.,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE VOGT*
J. Jones and Lum, JJ., concur

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

Court of Appeals No. 21CA1981
Fremont County District Court No. 20CR434
Honorable Ramsey L. Lama, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Grayson Jeffrey Gopp,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE DUNN
J. Jones and Lum, JJ., concur

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

Court of Appeals No. 21CA1984
Adams County District Court No. 21CR852
Honorable Sean Finn, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Nathan Scott Menzor,

Defendant-Appellant.

SENTENCE AFFIRMED

Division I
Opinion by JUDGE GOMEZ
Dailey and Martinez*, JJ., concur

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

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ANNOUNCEMENTS
Colorado Court of Appeals
July 27, 2023

Court of Appeals No. 22CA0167
City and County of Denver District Court No. 16CV31798
Honorable Christopher J. Baumann, Judge
Honorable Elizabeth A. Starrs, Judge

Samantha Wagner; Ashley Stewart; A.S., a minor child acting through her mother and next best friend, Ashley Stewart; Mandy Davis; Ammar Laskarwala,

Plaintiffs-Appellants,

v.

Planned Parenthood Federation of America, Inc., and Rocky Mountain Planned Parenthood, Inc., a/k/a Planned Parenthood of the Rocky Mountains, Inc.,

Defendants-Appellees.

ORDER AFFIRMED

Division III
Opinion by JUDGE VOGT*
J. Jones and Lum, JJ., concur

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

Court of Appeals No. 22CA0459
Weld County District Court No. 20CR1371
Honorable James F. Hartmann, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Richard Taylor,

Defendant-Appellant.

ORDER AFFIRMED

Division II
Opinion by JUDGE FURMAN
Tow and Johnson, JJ., concur

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

Court of Appeals No. 22CA0565
Arapahoe County District Court No. 00DR3131
Honorable Cynthia Mares, Judge

In re the Marriage of

M.L. Hughes, II,

Appellant,

and

Marcia C. Hughes,

Appellee.

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

Division I
Opinion by JUDGE GROVE
Dailey and Gomez, JJ., concur

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

Court of Appeals No. 22CA0941
City and County of Denver Juvenile Court No. 20JV537
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Appellee,

In the Interest of D.M.F.D. a Child,

and Concerning M.L.D.,

Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE FOX
Welling and Kuhn, JJ., concur

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

Court of Appeals No. 22CA1004
Huerfano County District Court No. 19CV30025
Honorable J. Clay McKisson, Judge

Timothy D. Williams,

Plaintiff-Appellant,

v.

Betty J. Williams,

Defendant-Appellee.

JUDGMENT AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division VI
Opinion by JUSTICE MARTINEZ*
Harris and Lipinsky, JJ., concur

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

Court of Appeals No. 22CA1091
Arapahoe County District Court No. 21DR30906
Honorable Frank Moschetti, Magistrate

In re the Marriage of

Christopher Anderson Hamp,

Appellant,

and

Meseret Amare Abebe,

Appellee.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE FURMAN
Tow and Johnson, JJ., concur

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

Court of Appeals No. 22CA1133
Jefferson County District Court No. 21CR2168
Honorable Diego G. Hunt, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joe Tony Sanchez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE FREYRE
Pawar and Schock, JJ., concur

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

Court of Appeals No. 22CA1276
Jefferson County District Court No. 09CR3041
Honorable Jeffrey R. Pilkington, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James K. Sack,

Defendant-Appellant.

ORDER AFFIRMED

Division III
Opinion by JUDGE DUNN
J. Jones and Lum, JJ., concur

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

Court of Appeals No. 22CA1386
El Paso County District Court No. 22CV203
Honorable David Shakes, Judge

Housing Authority of the City of Colorado Springs,

Plaintiff-Appellee,

v.

Robert Titus,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE YUN
Navarro and Bernard*, JJ., concur

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

Court of Appeals No. 22CA1831
Montrose County District Court No. 21JV23
Honorable D. Cory Jackson, Judge

The People of the State of Colorado,

Appellee,

In the Interest of T.P., a Child,

and Concerning T.R.,

Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE JOHNSON
Furman and Tow, JJ., concur

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

Court of Appeals No. 22CA1832
City and County of Denver District Court No. 16CR4521
Honorable Kandace C. Gerdes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Higdon A. Armstrong,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE KUHN
Fox and Welling, JJ., concur

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

Court of Appeals No. 22CA1888
Mesa County District Court No. 21JV8
Honorable Gretchen B. Larson, Judge

The People of the State of Colorado,

Appellee,

In the Interest of O.M.R., a Child,

and Concerning D.R. and J.C.,

Appellants.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE SCHUTZ
Harris and Lipinsky, JJ., concur

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

Court of Appeals No. 22CA2004
Pueblo County District Court No. 19JV84
Honorable William D. Alexander, Judge

The People of the State of Colorado,

Appellee,

In the Interest of J.A-S. and P.D.S., Jr., Children,

and Concerning P.D.S.,

Appellant.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE PAWAR
Freyre and Schock, JJ., concur

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

Court of Appeals No. 22CA2023
Pueblo County District Court No. 21JV218
Honorable William D. Alexander, Judge

The People of the State of Colorado,

Appellee,

In the Interest of J.U.D., a Child,

and Concerning N.S.-C.,

Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE WELLING
Fox and Kuhn, JJ., concur

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

Court of Appeals No. 22CA2164
City and County of Denver Juvenile Court No. 21JV374
Honorable Pax Moultrie, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning B.J.S.,

Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE KUHN
Fox and Welling, JJ., concur

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

Court of Appeals No. 23CA0045
Mesa County District Court No. 21JV176
Honorable Richard T. Gurley, Judge

The People of the State of Colorado,

Appellee,

In the Interest of K.A. and M.A., Children,

and Concerning E.A. and M.T.,

Appellants.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE JOHNSON
Furman and Tow, JJ., concur

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

Court of Appeals No. 23CA0155
Industrial Claim Appeals Office of the State of Colorado
WC No. 516-4836

Kevin Taylor,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Home Depot,

Respondents.

ORDER AFFIRMED

Division V
Opinion by JUDGE YUN
Navarro and Bernard*, JJ., concur

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

Court of Appeals No. 23CA0183
Chaffee County District Court No. 21JV20
Honorable Patrick W. Murphy, Judge

The People of the State of Colorado,

Appellee,

In the Interest of B.R.G., a Child,

and Concerning H.L.B.,

Appellant.

JUDGMENT REVERSED
AND CASE REMANDED WITH DIRECTIONS

Division I
Opinion by JUSTICE MARTINEZ*
Dailey and Gomez, 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

Court of Appeals No. 20CA1872

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Benjamin Cooper Duitscher,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 21CA0882

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Daniel C. Oliver,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 22CA1523

The People of the State of Colorado,

Appellee,

In the Interest of Br.G. and Be.G., Children,

and Concerning B.N.W.G.,

Petitioner,

and

K.A.D.S.,

Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 22CA1663

Keith Rosten,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado, City of Durango, and
Colorado Intergovernmental Risk Sharing Agency,

Respondents.

Petition for Rehearing DENIED

MODIFIED OPINIONS

[2023COA68M](#)

Court of Appeals No. [22CA1075](#)

Washington County District Court No. 21CV30001

Honorable Stephanie M.G. Gagliano, Judge

Kenneth B. Cronk,

Plaintiff-Appellee,

v.

Douglas Bowers and Jason Bowers,

Defendants-Appellants.

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

Division IV
Opinion by JUDGE FOX
Welling and Kuhn, JJ., concur

Opinion Modified
On the Court's Own Motion

*Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2022.