

**CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
TUESDAY, OCTOBER 3, 2023**

"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

[2023 CO 50](#)

Supreme Court Case No. 21SC749
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 18CA464

Petitioner:

Constance Eileen Caswell,

v.

Respondent:

The People of the State of Colorado.

Judgment Affirmed
en banc

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

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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[2023 CO 51](#)

Supreme Court Case No. 21SC856
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 18CA2333

Petitioner:

Charles K. Dorsey,

v.

Respondent:

The People of the State of Colorado.

Judgment Affirmed
en banc

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

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
TUESDAY, OCTOBER 3, 2023*

CERTIORARI DENIED AS IMPROVIDENTLY GRANTED

21SC678 Stone, Adrienne v. People
Order issued on September 22, 2023

GRANTED PETITION FOR WRIT OF CERTIORARI

No. 23SC116, Court of Appeals Case No. 21CA1142

Petitioners:

Masterpiece Cakeshop, Inc. and Jack Phillips,

v.

Respondent:

Autumn Scardina.

Petition for Writ of Certiorari GRANTED. EN BANC.

[REFRAMED] Whether Scardina’s CADA claim is barred because Scardina did not appeal the Commission’s dismissal of the administrative complaint before suing Masterpiece Cakeshop, Inc. and Phillips.

[REFRAMED] Whether the decision by Masterpiece Cakeshop, Inc. and Phillips not to create a pink cake with blue frosting that was to be used to celebrate a gender transition violated CADA’s prohibition on transgender-status discrimination.

[REFRAMED] Whether the decision by Masterpiece Cakeshop, Inc. and Phillips not to create a pink cake with blue frosting that was to be used to celebrate a gender transition was protected by the First Amendment.

DENIED AS TO ALL OTHER ISSUES.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 23SC118, Court of Appeals Case No. 19CA2403

Petitioner:

William Allen Cox,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC224, Court of Appeals Case No. 21CA1770

Petitioner:

Progressive Direct Insurance Company, a foreign corporation,

v.

Respondent:

Jason A. Saccomano.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC345, Court of Appeals Case No. 22CA1774

Petitioner:

Abraham Castro Perez,

v.

Respondents:

Industrial Claim Appeals Office and Aurora Motor.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC346, Court of Appeals Case No. 20CA318

Petitioner:

Antonio Demonte Bozeman,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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No. 23SC349, Jefferson County District Court Case No. 22CV30739

Petitioner:

Harvey Jacobs,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC350, Court of Appeals Case No. 21CA1195

Petitioner:

Pete Calderone,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC351, Court of Appeals Case No. 21CA1102

Petitioner:

Charlie Sneed,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC352, Court of Appeals Case No. 19CA2019

Petitioner:

Jose Carlos Castro-Leon,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
TUESDAY, OCTOBER 3, 2023*

No. 23SC353, Jefferson County District Court, 22CV31033

Petitioner:

Lawrence Romero,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC354, Court of Appeals Case No. 19CA1309

Petitioner:

Noel Alexander Bertrand,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE HOOD does not participate.

No. 23SC356, Court of Appeals Case No. 20CA605

Petitioner:

Dean Carvel Burkhart,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC357, Court of Appeals Case No. 21CA948

Petitioner:

John Power Swenson,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
TUESDAY, OCTOBER 3, 2023

No. 23SC647, Court of Appeals Case No. 22CA2043

Petitioner:

K.P.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

S.P.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC655, Court of Appeals Case No. 22CA2127

Petitioner:

A.J.L.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

D.R.K.,

and Concerning

J.D.K.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC656, Court of Appeals Case No. 22CA2130

Petitioner:

C.T.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

M.R.

Petition for Writ of Certiorari DENIED. EN BANC.

***COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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No. 23SC661, Court of Appeals Case No. 22CA2208

Petitioner:

J.F.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Children:

OL-F. and CL-F.

Petition for Writ of Certiorari DENIED. EN BANC.
