

**CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, OCTOBER 23, 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.

OPINION

[2023 CO 55](#)

Supreme Court Case No. 23SA125
Original Proceeding Pursuant to C.A.R. 21
Arapahoe County Court Case No. 22T6511
Honorable J. Jay Williford, Judge

**In Re
Plaintiff:**

The People of the State of Colorado,

v.

Defendant:

Ashleigh Rene Walthour.

Rule Made Absolute
en banc

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

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, OCTOBER 23, 2023

ORIGINAL PROCEEDINGS

[23SA271](#) In Re People v. Honstein, Harold
Show cause order issued on October 13, 2023

[23SA256](#) In Re People in the interest of I.W. & H.W.
Order issued on October 17, 2023

[23SA273](#) In Re People v. Maes, Carlos
Show Cause order issued on October 19, 2023

DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 22SC912, Court of Appeals Case No. 13CA1965

Petitioner:

Daniel Rigg,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC133, Court of Appeals Case No. 21CA1773

Petitioner:

Beacon Point Townhomes Homeowners Association Inc., a Colorado nonprofit corporation,

v.

Respondents:

Century Communities, Inc., a Delaware corporation; Century at Beacon Pointe, LLC a Colorado limited liability company; and CC Communities, LLC, a Colorado limited liability company.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, OCTOBER 23, 2023*

No. 23SC164, Court of Appeals Case No. 21CA1626

Petitioners:

Buffalo Bill's Wings and Things, LLC; Yasir Gabani; and Zachariah Gabani,
v.

Respondent:

Spencer Estrella.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC215, Court of Appeals Case No. 21CA515

Petitioners:

Tax Credit Connection, Inc., a Colorado corporation; Ariel D. Steele; Randal D. Bjerke;
Konrad L. Krauland; Steven M. Thibodeaux; and Marc I. Katz,
v.

Respondents:

Rose Anne M. Guire; Jimmy R. Guire II, individually and as member; Corina Renee;
TMR38, LLC; TMR40, LLC; TMR41, LLC; TMR43, LLC; TMR44, LLC; TMR45, LLC;
Meadows Ranch, LLC; GW38 Irrevocable Trust; GW39 Irrevocable Trust; GW40
Irrevocable Trust; GW41 Irrevocable Trust; GW43 Irrevocable Trust; GW46 Irrevocable
Trust; GW620 Irrevocable Trust; and Tsawhabitts Meadows Ranch Trust.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC268, Court of Appeals Case No. 20CA560

Petitioner:

Jeraith Roosevelt Lee,
v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, OCTOBER 23, 2023*

No. 23SC282, Court of Appeals Case No. 20CA1989

Petitioner:

Demetrius Antonio Harris,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC312, Court of Appeals Case No. 21CA1657

Petitioner:

Stephen Burkhart,

v.

Respondent:

Bonnie Burkhart, as Personal Representative of the Estate of Gerald C. Burkhart, and as Trustee of the Gerald C. Burkhart Family Trust.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC329, Court of Appeals Case No. 19CA2336

Petitioner:

Leonard Paul Brandin,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC363, Court of Appeals Case No. 21CA1780

Petitioner:

Aaron Madalena,

v.

Respondents:

Zurich American Insurance Company and Gallagher Bassett Services, Inc.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE BERKENKOTTER does not participate.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, OCTOBER 23, 2023

No. 23SC391, Court of Appeals Case No. 22CA418

In the Matter of Trust created by Lorraine Lee Wightman, a/k/a Lorraine Lee Buehler

Petitioner:

Kate Drakewyck,

v.

Respondents:

Levi Min Yeong Buehler; Levi Min Yeong Buehler Trust; and Linda M. Chalupsky,
Trustee.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC392, Court of Appeals Case No. 21CA2035

Petitioner:

Kate Drakewyck,

v.

Respondent:

Levi Min Yeong Buehler Trust.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC394, Court of Appeals Case No. 20CA528

Petitioner:

Abel Candy Gallegos,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC395, El Paso County District Court Case No. 22CV31866

Petitioner:

Benjamin Boyd,

v.

Respondent:

Teresita Alcaraz.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, OCTOBER 23, 2023*

No. 23SC396, Jefferson County District Court Case No. 22CV31159

Petitioner:

Jin Vercelline,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC398, Court of Appeals Case No. 20CA1679

Petitioner:

Frankie Anthony Perea,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC403, Court of Appeals Case No. 20CA1882

Petitioner:

Francisco Burgos-Salas,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC405, Court of Appeals Case No. 20CA1798

Petitioner:

Seth Michael Welsh,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, OCTOBER 23, 2023*

No. 23SC407, Court of Appeals Case No. 21CA38

Petitioner:

Antonio C. DeHerrera,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC665, Court of Appeals Case No. 22CA2042

Petitioner:

M.B.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Children:

I.D., J.B., P.B., G.B., and D.F.,

and Concerning

K.D.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC708, Court of Appeals Case No. 22CA2051

Petitioner:

L.B.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

J.R.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, OCTOBER 23, 2023

No. 23SC715, Court of Appeals Case No. 22CA2264

Petitioner:

S.D.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

S.D.

Petition for Writ of Certiorari DENIED. EN BANC.
