

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, JUNE 3, 2024

"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 public domain citation to view the opinion in pdf format.

OPINIONS

[**2024 CO 34**](#)

Supreme Court Case No. 23SA271
Original Proceeding Pursuant to C.A.R. 21
Boulder County Court Case No. 22M1874
Honorable Elizabeth Brodsky, Judge

In Re
Plaintiff:

The People of the State of Colorado,

v.

Respondent:

Harold Lloyd Honstein.

Rule Made Absolute
en banc

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

[2024 CO 35](#)

Supreme Court Case No. 22SC852
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 19CA768

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Raeaje Resshaud Johnson.

Judgment Reversed
en banc

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

[2024 CO 36](#)

Supreme Court Case No. 23SC75
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 19CA1355

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Sterling Dwayne Austin.

Judgment Reversed
en banc

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

[2024 CO 37](#)

Supreme Court Case No. 22SC226
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 18CA485

Petitioner:

Christopher Oneil Tarr,

v.

Respondent:

The People of the State of Colorado.

Judgment Reversed
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.

CERTIFICATION OF QUESTION OF LAW

24SA164 Michael Curran v. Home Partners
U.S. District Court for the District of Colorado No. 23CV01279 – DDD-
MDB
Questions accepted on May 29, 2024

GRANTED PETITION FOR WRIT OF CERTIORARI

No. 23SC483, Court of Appeals Case No. 21CA1726

Petitioner:

Jefferson County, Colorado,

v.

Respondent:

Krista Dozier.

Petition for Writ of Certiorari GRANTED. EN BANC.

[REFRAMED] Whether, for purposes of analyzing whether a waiver of immunity exists based on a “dangerous condition,” the reasonableness of a public entity’s response to a spill on its floors is a jurisdictional fact that must be proved by a preponderance of the evidence.

Whether the court of appeals erred in determining that Plaintiff’s contested allegations that her injury was proximately caused by the County’s failure to maintain a public building sufficiently established that her injuries resulted from a dangerous condition.

DENIED AS TO ALL OTHER ISSUES.

DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 23SC742, Court of Appeals Case No. 22CA959

Petitioner:

Bruce Alan Bastien,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC792, Court of Appeals Case No. 23CA595

Petitioner:

Wold Architects Incorporated d/b/a Wold Architects and Engineers, a Foreign Corporation,

v.

Respondent:

South Conejos School District RE-10.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 23SC807, Court of Appeals Case Nos. 21CA1372 & 22CA194

In re the Marriage of

Petitioner:

Benjamin Moore,

and

Respondent:

Amy Elizabeth.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC11, Court of Appeals Case No. 22CA1961

Petitioner:

Adam J. Salter,

v.

Respondent:

Colorado Division of Labor Standards and Statistics.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC13, Court of Appeals Case No. 21CA2043

Petitioner:

Annette Marie Florez,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC14, Court of Appeals Case No. 21CA637

Petitioner:

William Johnson,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC22, Court of Appeals Case No. 21CA1883

Petitioner:

James Vance Nicholson,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC30, Court of Appeals Case No. 21CA1792

Petitioner:

Louis Black,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC32, Court of Appeals Case No. 23CA1711

In re the Parental Responsibilities Concerning

Child:

M.M.,

Petitioner:

William Muhr,

and

Respondent:

Kristin Lee a/k/a Ellias.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC33, Court of Appeals Case No. 22CA369

Petitioner:

Steven F. Reycraft,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC35, Jefferson County District Court Case No. 23CV30462

Petitioner:

Denise Maestas,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

CHIEF JUSTICE BOATRIGHT does not participate.
