

**COLORADO SUPREME COURT CASE ANNOUNCEMENTS**  
**MONDAY, MAY 20, 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.

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**OPINIONS**

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[2024 CO 29](#)

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**Supreme Court Case No. 22SC940**  
*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 21CA708

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**Petitioners:**

Education reEnvisioned BOCES and Colorado Literacy and Learning Center,

v.

**Respondent:**

Colorado Springs School District 11.

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**Judgment Affirmed**  
*en banc*

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

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[2024 CO 30](#)

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**Supreme Court Case No. 23SA186**  
*Original Proceeding Pursuant to C.A.R. 21*  
Broomfield County District Court Case No. 22CV30333  
Honorable Sean Finn, Judge

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**In Re**  
**Plaintiff:**

Michael D. Miller, as parent and guardian of Annalea Jane Miller,

v.

**Defendant:**

Crested Butte, LLC d/b/a Crested Butte Mountain Resort.

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**Rule Made Absolute in Part and Discharged in Part**  
*en banc*

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

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**Supreme Court Case No. 22SC682**  
*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 21CA111

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**Petitioner:**

Daniel Wolf,

v.

**Respondents:**

Michael J. Brenneman and Jeffrey B. Selby.

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**Judgment Vacated**

*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.

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**PETITION FOR REHEARING**

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**Supreme Court Case No. 22SC520**  
*Certiorari to the Colorado Court of Appeals*  
Court of Appeals Case No. 19CA1332

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**Petitioner:**

Joseph Wayne Washington,

v.

**Respondent:**

The People of the State of Colorado.

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Petition for Rehearing DENIED. EN BANC.

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## RULE CHANGES

### [RULE CHANGE 2024\(10\)](#)

COLORADO RULES OF JUVENILE PROCEDURE

Rule 4.6

**Amended and Adopted by the Court, En Banc, May 16, 2024, effective July 1, 2024.**

### [RULE CHANGE 2024\(11\)](#)

THE COLORADO APPELLATE RULES

Rules 2, 3.3, 3.4, 4.1, 5, 12, 21, 29, 32, 40, 41, and JDF 1996

**Amended and Adopted by the Court, En Banc, May 16, 2024, effective immediately.**

## ORIGINAL PROCEEDINGS

[24SA28](#) In People v. McFarland, Joshua  
Order issued on May 17, 2024

[24SA47](#) In Re Garcia, Jina v. Centura Health  
Order issued on May 17, 2024

[24SA159](#) In Re People v. Arellano, Mario  
Order to Show Cause issued on May 14, 2024

## HELD PETITIONS FOR WRIT OF CERTIORARI

23SC687, Kore v. People  
**Held pending No. 23SC97, *Bock v. People***

23SC783, People v. Shipman  
**Held pending No. 23SC168, *Tennyson v. People*; No. 23SC525, *Johnson v. People*; No. 23SC583, *Babcock v. People*; No. 23SC622, *People v. Roberson***

**DENIED PETITIONS FOR WRIT OF CERTIORARI**

**No. 23SC628, Court of Appeals Case No. 21CA882**

**Petitioner:**

The People of the State of Colorado,

v.

**Respondent:**

Daniel C. Oliver.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 23SC653, Court of Appeals Case No. 22CA1005**

**Petitioner:**

Bernard Richard Pfluger,

v.

**Respondent:**

CSAA General Insurance Company d/b/a AAA Insurance.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 23SC681, Court of Appeals Case No. 22CA225**

In re the Marriage of

**Petitioner:**

James Brett Riding,

and

**Respondent:**

Kelly Kay Riding, n/k/a Jensen.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 23SC736, Court of Appeals Case No. 22CA1619**

**Petitioner/Cross-Respondent:**

Denver Gateway LLC, a Colorado limited liability company,

v.

**Respondent/Cross-Petitioner:**

Wanda Bertoia.

Petition and Cross-Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 23SC752, Court of Appeals Case No. 23CA342**

**Petitioner:**

Nancy J. Mitzner,

v.

**Respondent:**

Elizabeth Hennessey, d/b/a Arris Design/Build.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 23SC769, Court of Appeals Case No. 21CA233**

**Petitioner:**

Rigoberto E. Fernandez,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 23SC836, Court of Appeals Case No. 22CA391**

**Petitioner:**

William Muhr,

v.

**Respondents:**

Colorado Department of Human Services, Office of Economic Security, Division of Child Support Services

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 23SC858, Court of Appeals Case No. 22CA1910**

**In the Matter of the Estate of**

Dorothy Heinz, deceased,

**Petitioner:**

Tiffany Hutto,

v.

**Respondents:**

Penny D. Carnahan and Roger Heinz.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 23SC936, Court of Appeals Case No. 22CA1495**

**Petitioners:**

Ronald Chaffin and Nancy Uszko,

v.

**Respondents:**

Judith Ber; Arlene Kuntz; Sally Griffin; Michael Kilgore; Teresa Hayes; Orten  
Cavanaugh Holmes & Hunt, LLC, a Colorado corporation; Joseph A. Bucceri; and Jonah  
G. Hunt.

Petition for Writ of Certiorari DENIED. EN BANC.  
CHIEF JUSTICE BOATRRIGHT does not participate.

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**No. 23SC937, Court of Appeals Case No. 23CA347**

**Petitioner:**

Juan Lorenzo Johnson,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.  
JUSTICE HOOD does not participate.

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**No. 23SC938, Court of Appeals Case No. 19CA2317**

**Petitioner:**

Isaac David Davis,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 23SC941, Court of Appeals Case No. 22CA1661**

**Petitioner:**

William J. Hunsaker, Jr.,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 23SC943, Court of Appeals Case No. 22CA2011**

**Petitioner:**

Kevin Duane Stunes,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 23SC946, Court of Appeals Case No. 21CA1169**

**Petitioner:**

Michael Couron,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE HOOD does not participate.

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**No. 23SC947, Court of Appeals Case No. 21CA1924**

**Petitioner:**

Michael Joseph Quintana,

v.

**Respondent:**

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 24SC249, Court of Appeals Case No. 23CA1560**

**Petitioner:**

E.J.T.,

v.

**Respondent:**

The People of the State of Colorado,

**In the Interest of Minor Child:**

A.J.T.

Petition for Writ of Certiorari DENIED. EN BANC.

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**No. 24SC254, Court of Appeals Case No. 23CA610**

**Petitioner:**

T.M.,

v.

**Respondent:**

The People of the State of Colorado,

**In the Interest of Minor Children:**

A.D. and S.D.

Petition for Writ of Certiorari DENIED. EN BANC.

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