

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
MONDAY, OCTOBER 14, 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.

ORIGINAL PROCEEDINGS

[24SA257](#) In Re Garcia, Jina v. Centura Health
Order to Show Cause issued on October 9, 2024

[24SA262](#) In Re Trenshaw, Lucas v. Jennings, Eugene
Order to Show Cause issued on October 10, 2024

HELD PETITIONS FOR WRIT OF CERTIORARI

No. 24SC168, Diawarra v. The People of the State of Colorado
Held pending 23SC571, *Rios v. People*; 23SC520, *People v. Bialas*

DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 23SC687, Court of Appeals Case No. 20CA705

Petitioner:

Ble Ghislain Kore,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC87, Court of Appeals Case No. 23CA471

Petitioner:

Alan Russell,

v.

Respondents:

Industrial Claim Appeals Office of the State of Colorado, Vibra Healthcare LLC, and Travelers Indemnity Company.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC105, Court of Appeals Case No. 21CA1641

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Jose Gilberto Contreras-Guzman.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE BERKENKOTTER does not participate.

CHIEF JUSTICE MÁRQUEZ and JUSTICE BOATRRIGHT would grant as to the following issues:

Whether Colorado’s Rape Shield statute inherently includes an expansive “motive to lie” exception such that the defendant’s assertions that the child victim allegedly engaged in “sexualized play” with other children, and the defendant allegedly confronted the child victim about that play at some unspecified time, created a sufficient basis for the defense to admit evidence of the same to show the child victim’s potential motive to fabricate the allegations against him.

Whether any error in the trial court’s preclusion of evidence was harmless beyond a reasonable doubt.

No. 24SC107, Court of Appeals Case No. 22CA1913

Petitioners:

Summer Colby and James Colby,

v.

Respondent:

Lea Lundquist.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC238, Court of Appeals Case No. 21CA1581

Petitioner:

Michael William Wade,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC280, Court of Appeals Case No. 23CA256

Petitioner:

James Thomas Dunphy, III,

v.

Respondent:

American Heritage Title Agency, Inc. d/b/a Heritage Title Company, Inc., a Colorado corporation.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC355, Court of Appeals Case No. 22CA2254

Petitioner:

Adam Cole Shryock,

v.

Respondent:

State of Colorado, ex rel. Philip J. Weiser, Attorney General.

Petition for Writ of Certiorari DENIED. EN BANC.

JUSTICE BERKENKOTTER does not participate.

No. 24SC383, Court of Appeals Case No. 22CA1508

Petitioner:

Garland Lee Waldroop,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC385, Court of Appeals Case No. 22CA1007

Petitioner:

Corey Dean Wagner,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC386, Court of Appeals Case No. 22CA885

Petitioner:

Kyle Joseph Burns,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC389, Court of Appeals Case No. 22CA805

Petitioner:

Abraham Hagos,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC391, Court of Appeals Case No. 22CA140

Petitioner:

Rebecca Jean Franklin,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC399, Jefferson County District Court Case No. 23CV30640

Petitioner:

Marlena Martinez,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC401, Court of Appeals Case No. 21CA1860

Petitioner:

Jose Guadalupe Vigil,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC403, Court of Appeals Case No. 22CA1461

Petitioner:

Hector Abraham Paez,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC562, Court of Appeals Case No. 23CA746

Petitioner:

The People of the State of Colorado,

In the Interest of Minor Children:

B.S.P. and J.N.A.,

and Concerning

S.N.K.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC591, Court of Appeals Case No. 24CA88

Petitioner:

A.E.S.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

A.H., III.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 24SC595, Court of Appeals Case No. 24CA281

Petitioner:

A.L.J.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Children:

C.F.J. and K.N.J.

Petition for Writ of Certiorari DENIED. EN BANC.
