

ANNOUNCEMENTS
Colorado Court of Appeals
November 14, 2024

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PUBLISHED OPINIONS

[2024COA120](#)

Court of Appeals No. [23CA1663](#)

City and County of Denver District Court No. 23CV30663

Honorable Jill D. Dorancy, Judge

Josanna Harrington,

Plaintiff-Appellant,

v.

Neutron Holdings, Inc., d/b/a Limebike and/or Lime,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE SCHOCK
Fox and Johnson, JJ., concur

UNPUBLISHED OPINIONS

Court of Appeals No. 21CA1741
Douglas County District Court No. 19CR451
Honorable Theresa Slade, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Devon Michael Erickson,

Defendant-Appellant.

JUDGMENT AFFIRMED IN PART, VACATED IN PART, REVERSED IN PART,
AND CASE REMANDED WITH DIRECTIONS

Division II
Opinion by JUDGE FOX
Johnson and Schock, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)
Announced November 14, 2024

Court of Appeals No. 22CA0551
Jefferson County District Court No. 97CR1195
Honorable Tamara S. Russell, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Frank Vigil, Jr.,

Defendant-Appellant.

SENTENCE AFFIRMED

Division II
Opinion by JUDGE JOHNSON
Fox and Schock, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA0843
City and County of Denver District Court No. 20CV34319
Honorable Marie Avery Moses, Judge

Eric Coomer, Ph.D.,

Plaintiff-Appellee,

v.

Rudolph Giuliani,

Defendant-Appellant.

ORDER AFFIRMED IN PART AND REVERSED IN PART,
AND CASE REMANDED WITH DIRECTIONS

Division IV
Opinion by JUDGE SCHOCK
Navarro and Kuhn, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA0895
Morgan County District Court No. 17CR448
Honorable Charles M. Hobbs, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ha Xiong,

Defendant-Appellant.

ORDER AFFIRMED

Division IV
Opinion by JUDGE HARRIS
Yun and Graham*, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA1017
City and County of Denver District Court No. 21CR1655
Honorable Martin F. Egelhoff, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jacob R. Ibarra,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE NAVARRO
Dunn and Gomez, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 23CA0005
Boulder County District Court No. 19CR2137
Honorable Nancy W. Salomone, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michael David Czeponis,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE JOHNSON
Fox and Schock, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 23CA0720
Jefferson County District Court No. 17DR30236
Honorable Lily W. Oeffler, Judge

In re the Marriage of

Stacey Bolton, n/k/a Stacey Stafford,

Appellee,

and

Michael K. Bolton,

Appellant.

JUDGMENT AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division I
Opinion by JUDGE J. JONES
Lipinsky and Sullivan, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 23CA0748
Arapahoe County District Court No. 02CR2008
Honorable Eric B. White, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Zachary Caine Rhodes,

Defendant-Appellant.

ORDER AFFIRMED

Division VII
Opinion by JUDGE TOW
Pawar and Schutz, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 23CA1507
Mesa County District Court No. 18DR30199
Honorable Gretchen B. Larson, Judge

In re the Marriage of

Jared Con Rogers,

Appellee,

and

Mickie Lynn Rogers,

Appellant.

ORDER AFFIRMED

Division VI
Opinion by JUDGE BERNARD*
Welling and Martinez*, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 23CA1742
El Paso County District Court No. 07CR547
Honorable Samuel A. Evig, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Valdamar Lansky,

Defendant-Appellant.

ORDER AFFIRMED

Division III
Opinion by JUDGE NAVARRO
Dunn and Gomez, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 23CA1798
Arapahoe County District Court No. 21DR31311
Honorable Cynthia Mares, Judge

In re the Marriage of

Lindsay Schweitzer,

Appellee,

and

Neal Schweitzer,

Appellant.

APPEAL DISMISSED IN PART
AND JUDGMENT AFFIRMED

Division A
Opinion by CHIEF JUDGE ROMÁN
Bernard* and Graham*, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 23CA1801
El Paso County District Court No. 20DR31770
Honorable Diana K. May, Judge

In re the Marriage of

Christopher Everett Stone,

Appellee and Cross-Appellant,

and

Iryna Hermanova Stone, n/k/a Iryna Hermanova Mokhoshchokova,

Appellant and Cross-Appellee.

JUDGMENT AFFIRMED IN PART AND REVERSED IN PART,
AND CASE REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE GROVE
Freyre and Lum, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 23CA1879
Arapahoe County District Court No. 21DR31702
Honorable Cajardo Lindsey, Judge

In re the Marriage of

Meghann Mary Ward Battles, n/k/a Meghann Mary Ward McPherson,

Appellee,

and

Cort Owen Battles,

Appellant.

JUDGMENT AFFIRMED IN PART, REVERSED IN PART,
AND CASE REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE LUM
Freyre and Grove, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 23CA2181
Mesa County District Court No. 17CV30314
Honorable Douglas S. Walker, Judge
Honorable Jeremy Chaffin, Judge

Brett Fontanari, Trustee of the Rudolph and Ethel Carol Fontanari Revocable Living Trust; Britt Fontanari, Trustee of the Rudolph and Ethel Carol Fontanari Revocable Living Trust; Kimberly Gross, Trustee of the Rudolph and Ethel Carol Fontanari Revocable Living Trust; and Pear Park Baptist Church, Trustee of the Rudolph and Ethel Carol Fontanari Revocable Living Trust,

Plaintiffs-Appellants,

v.

Snowcap Coal Company, Inc., a Delaware corporation,

Defendant-Appellee.

JUDGMENT AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE LUM
Freyre and Grove, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 24CA0132
El Paso County District Court No. 21JV801
Honorable Jessica L. Curtis, Judge

The People of the State of Colorado,

Appellee,

In the Interest of J.G.G., a Child,

and Concerning M.G.,

Appellant.

JUDGEMENT AFFIRMED

Division V
Opinion by JUDGE FREYRE
Grove and Lum, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 24CA0230
Arapahoe County District Court No. 23CV31209
Honorable Elizabeth Beebe Volz, Judge

Murphy Creek Development, Inc., a Colorado corporation and Murphy Creek, LLC, a Wyoming limited liability company,

Plaintiffs-Appellants,

v.

Brian K. Matise,

Defendant-Appellee.

ORDER AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

Division III
Opinion by JUDGE NAVARRO
Gomez and Richman*, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 24CA0251
Rio Grande County District Court No. 20PR1
Honorable Crista Newmyer-Olsen, Judge

In the Matter of Anestacio Damian Arredondo, Protected Person.

Yvonne Arredondo,

Appellant,

v.

Andres Arredondo, Guardian,

Appellee.

ORDER AFFIRMED

Division VI
Opinion by JUDGE BERNARD*
Welling and Martinez*, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 24CA0323
El Paso County District Court No. 23CV30775
Honorable Eric Bentley, Judge

Rachel Elizabeth Baker,

Plaintiff-Appellee,

v.

Eduardo Ivan Rincon,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE GOMEZ
Dunn and Navarro, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 24CA0412
Mesa County District Court No. 22JV71
Honorable Valerie J. Robison, Judge

The People of the State of Colorado,

Appellee,

In the Interest of M.M.V., a Child,

and Concerning M.F.,

Appellant.

JUDGMENT AFFIRMED

Division IV
Opinion by JUDGE YUN
Harris and Kuhn, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 24CA0427
Colorado State Board of Nursing Nos. 2019-0043 & 2019-5983

State Board of Nursing,

Petitioner-Appellee,

v.

Shari L. Long-Romero, R.N., C.N.M., R.X.N.,

Respondent-Appellant.

ORDER AFFIRMED

Division III
Opinion by JUDGE DUNN
Navarro and Gomez, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 24CA0434
El Paso County District Court No. 23CV31684
Honorable Gregory R. Werner, Judge

Lianne Mercer; Jeremy Mercer; Karen Sublett; Barbara Snow; Ulteira Homes LLC, a Colorado LLC, d/b/a Courtyard at San Miguel and Yuma; Kevin Comesky; Marissa Comesky; William Snider; Ruth Snider; Sylvia Wulf; Tracy Schlotman; Sara Webb; Ethan Howard; Lauren Howard; Mack Mason; and Abdillahi Jama Buni,

Plaintiffs-Appellants,

v.

City of Colorado Springs, City Council,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE NAVARRO
Dunn and Gomez, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 24CA0535
El Paso County District Court No. 22JV30413
Honorable Lin Billings Vela, Judge

The People of the State of Colorado,

Appellee,

In the Interest of E.W., a Child,

And Concerning R.A.,

Appellant.

JUDGMENT AFFIRMED

Division A
Opinion by JUDGE GRAHAM*
Román, C.J., and Bernard*, J., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 24CA0594
Arapahoe County District Court No. 22JV30147
Honorable Victoria Klingensmith, Judge

The People of the State of Colorado,

Petitioner,

In the Interest of J.S., a Child,

and Concerning M.W.,

Appellant

and

S.H.,

Appellee.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division I
Opinion by JUDGE LIPINSKY
J. Jones and Sullivan, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 24CA0686
Prowers County District Court No. 23JV30020
Honorable Mike Davidson, Judge

The People of the State of Colorado,

Petitioner,

In the Interest of I.G., a Child,

and Concerning R.G.,

Appellant.

JUDGEMENT AFFIRMED IN PART AND REVERSED IN PART,
AND CASE REMANDED WITH DIRECTIONS

Division V
Opinion by JUDGE FREYRE
Grove and Lum, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 24CA0726
Adams County District Court No. 22JV30087
Honorable Caryn A. Datz, Judge

The People of the State of Colorado,

Appellee,

In the Interest of Tyl.N. and Tyr.N., Children,

and Concerning S.J.P. and G.T.N.,

Appellants.

JUDGMENT AFFIRMED

Division VII
Opinion by JUDGE TOW
Pawar and Schutz, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 24CA0756
Jefferson County District Court No. 23JV30013
Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Appellee,

In the Interest of G.D.O., a Child,

and Concerning D.T.,

Appellant.

JUDGMENT AFFIRMED

Division V
Opinion by JUDGE LUM
Freyre and Grove, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 24CA0906
El Paso County District Court No. 24CR873
Honorable Monica J. Gomez, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Michael Blanchard,

Defendant-Appellee.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division III
Opinion by JUDGE GOMEZ
Dunn and Navarro, JJ., concur

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

PETITIONS FOR REHEARING

Court of Appeals No. 22CA0705

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Sergey Victor Kondratishin,

Defendant-Appellant.

Opinion Modified
Petition for Rehearing GRANTED

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 22CA2025

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert Lee Marlow,

Defendant-Appellant.

Petition for Rehearing DENIED

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 23CA1057

Jeffrey P. Denney,

Plaintiff-Appellant,

v.

Keree DeLynn Olsen,

Defendant-Appellee.

Opinion Modified on the Court's Own Motion
and Petition for Rehearing DENIED

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 23CA2150

Britton Hummell d/b/a Dream Team Colorado LLC, a Colorado limited liability
company,

Plaintiff-Appellant,

v.

Verna M. Hansen and the Verna M. Hansen Trust,

Defendants-Appellees.

Petition for Rehearing DENIED

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

Court of Appeals No. 23CA2180

Beau Brant, Jennifer Brant, Carlos Deromana, Regis Fleury, Sara Vananrooy, Jeff Speich, Mike Money, Shawn Roberts, George M. Gallant, and Dianne M. Gallant,

Plaintiffs-Appellees,

v.

Keene Ranch Homeowners Association, Inc., a Colorado nonprofit corporation,

Defendant-Appellant.

Opinion Modified on the Court's Own Motion
and Petition for Rehearing DENIED

NOT PUBLISHED PURSUANT TO C.A.R. 35(e)

*Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2024.