

ANNOUNCEMENTS
Colorado Court of Appeals
November 21, 2024

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PUBLISHED OPINIONS

[2024COA121](#)

Court of Appeals No. [23CA2092](#)

City and County of Denver District Court No. 23CV31908

Honorable Martin F. Egelhoff, Judge

Secily Maldonado, individually, and as next friends, natural parents, and guardians of their son JAC, a minor, and their daughter JMC, a minor child, John Anthony Carcanaques, individually, and as next friends, natural parents, and guardians of their son JAC, a minor, and their daughter JMC, a minor child, J.A.C., individually by and through their guardians and custodians Secily Maldonado and John Anthony Carcanaques, and J.M.C., individually by and through their guardians and custodians Secily Maldonado and John Anthony Carcanaques,

Plaintiffs-Appellants,

v.

GeneDx, Inc., a New Jersey corporation; GeneDx, LLC; a Non-Maryland limited liability company; Katelyn Beattie, MSG, CGC; Amanda Lindy, FACMG, PhD; Children’s Hospital of Colorado, a Colorado nonprofit corporation; Alison Ballard, RN, CPNP; Melissa Gibbons, MS, Genetic Counselor; Lisa McCown, MS, Genetic Counseling Graduate Student; and University of Colorado Hospital Authority located at Anschutz Campus,

Defendants-Appellees.

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

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

[2024COA122](#)

Court of Appeals No. [24CA0313](#)

Arapahoe County District Court No. 23CV332

Honorable Elizabeth Beebe Volz, Judge

Welcome to Realty, LLC 401k PSP,

Plaintiff-Appellant,

v.

Betsy Wilson,

Defendant-Appellee.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division I

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

[2024COA123](#)

Court of Appeals No. [24CA0321](#)

Jefferson County District Court No. 24CV30140

Honorable Meegan Elaine Miloud, Judge

LTCPRO, LLC, d/b/a Federal Benefits Made Simple, and Buck Enterprises,
Inc.,

Plaintiffs-Appellants,

v.

Jason Johnson and Matthew Forrest,

Defendants-Appellees.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division II

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

UNPUBLISHED OPINIONS

Court of Appeals No. 21CA1993
Garfield County District Court No. 21DR143
Honorable Denise K. Lynch, Judge

In re the Marriage of

Jose Guadalupe Valdovinos-Cardenas,

Appellant,

and

Flor Francisca Garcia-Gonzalez,

Appellee.

JUDGMENT AFFIRMED

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. 22CA0344
La Plata County District Court No. 20CR147
Honorable Todd P. Norvell, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Christopher Joe Clark,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 22CA1117
Arapahoe County District Court No. 20CR1935
Honorable Ben L. Leutwyler III, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Samuel Alvin Young,

Defendant-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. 22CA1629
Weld County District Court No. 21CR263
Honorable Marcelo A. Kopcow, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Stewart Dean Kelly,

Defendant-Appellant.

ORDER AFFRIMED

Division VI
Opinion by JUDGE MOULTRIE
WELLING and BROWN, JJ., concur

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

Court of Appeals No. 22CA1829
City and County of Dever District Court No. 21CR7224
Honorable Adam J. Espinosa, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Charles Hall,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 22CA1920
El Paso County District Court No. 20CR6100
Honorable Erin Sokol, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

David Laird Bloom,

Defendant-Appellant.

ORDER 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. 22CA1921
El Paso County District Court No. 21CR1788
Honorable Erin Sokol, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

David Laird Bloom,

Defendant-Appellant.

ORDER 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. 22CA2167
City and County of Denver District Court No. 22CR1181
Honorable Adam J. Espinosa, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Derrick V. Taylor,

Defendant-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. 23CA0324
Jefferson County District Court No. 14CR2544
Honorable Diego G. Hunt, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

David Kenneth Bunn,

Defendant-Appellee.

ORDER AFFIRMED

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. 23CA0483
City and County of Denver District Court No. 19CR7511
Honorable Jennifer B. Torrington, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Emelio J. Vasquez,

Defendant-Appellant.

APPEAL DISMISSED

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. 23CA0609
City and County of Denver District Court No. 07CR4062
Honorable Darryl F. Shockley, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Charles Alston Smith,

Defendant-Appellant.

ORDER AFFIRMED

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

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

Court of Appeals No. 23CA0807
El Paso County District Court No. 12CR2344
Honorable David Shakes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Shane Erik Garrett,

Defendant-Appellant.

ORDER AFFIRMED

Division VI
Opinion by JUDGE BROWN
Welling and Moultrie, JJ., concur

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

Court of Appeals No. 23CA1355
Douglas County District Court No. 14CR599
Honorable Stephen A. Groome, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Timothy Allen Jayne,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 23CA1357
Douglas County District Court No. 14CR599
Honorable Theresa Slade, Judge
Honorable Stephen A. Groome, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Timothy Allen Jayne,

Defendant-Appellant.

ORDERS AFFIRMED

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

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

Court of Appeals No. 23CA1429
Larimer County District Court No. 21CR884
Honorable Susan Blanco, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ramon Sepulveda,

Defendant-Appellant.

ORDER VACATED

Division VII
Opinion by JUDGE PAWAR
Tow and Schutz, JJ., concur

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

Court of Appeals No. 23CA1432
El Paso County District Court No. 17DR2901
Honorable Russel H. Granger, Judge

In re the Marriage of

Jordan Marc Scott,

Appellant,

and

Crystal Renee Richmond,

Appellee.

APPEAL DISMISSED IN PART, ORDERS VACATED,
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. 23CA1643
Jefferson County District Court No. 21JD155
Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Z.G.J.,

Juvenile-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE SULLIVAN
J. Jones and Lipinsky, JJ., concur

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

Court of Appeals No. 23CA1664
Larimer County District Court Nos. 19CV30718 & 21CV30918
Honorable Stephen J. Jouard, Judge

Darrell L. Beck, III,

Plaintiff-Appellee and Cross-Appellant,

v.

John G. Banker and Kim Lankford Banker,

Defendants-Appellants and Cross-Appellees.

JUDGMENT AND 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. 23CA1759
Mesa County District Court No. 22CR673
Honorable Jeremy L. Chaffin, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Richard Alan Vandervelde,

Defendant-Appellant.

ORDER VACATED AND CASE
REMANDED WITH DIRECTIONS

Division VII
Opinion by JUDGE SCHUTZ
Tow and Pawar, JJ., concur

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

Court of Appeals No. 23CA1847
City and County of Denver District Court No. 20CV34214
Honorable Shelley I. Gilman, Judge

Ella M. Coney,

Plaintiff-Appellant,

v.

Deutsche Bank National Trust Company as Trustee for Long Beach Mortgage
Loan Trust 2004-1 Asset-Backed Certificates Series 2004-1; Long Beach
Mortgage Company; PHH Mortgage Corporation Successor by Merger to Ocwen
Loan Servicing LLC Successor in Interest to Ocwen Federal Bank FSB; and
Ameriquest Mortgage Company,

Defendants-Appellees.

ORDERS AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 23CA1913
Jefferson County District Court No. 22CV30530
Honorable Christopher Rhamey, Judge

Flow Formulas, LLC, a Virginia limited liability company, Hannah Reese, Caleb Reese, Ryan Mehaffey, and Bill Hannah,

Plaintiffs-Appellees,

v.

Kulik Consulting LLC, a Virginia limited liability company,

Defendant-Appellant.

APPEAL DISMISSED AND CASE
REMANDED WITH DIRECTIONS

Division VI
Opinion by JUDGE BROWN
Welling and Graham*, JJ., concur

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

Court of Appeals No. 23CA1944
El Paso County District Court No. 22DR30140
Honorable David Prince, Judge

In re the Marriage of

Remington Smith,

Appellant,

and

Cassaundra Alexa Smith, n/k/a Cassaundra Alexa Iler,

Appellee.

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

Division I
Opinion by JUDGE SULLIVAN
J. Jones and Lipinsky, JJ., concur

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

Court of Appeals No. 23CA2036
City and County of Denver District Court Nos. 09CR999 & 09CR1194
Honorable Kandace C. Gerdes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

John Taylor,

Defendant-Appellant.

ORDER AFFIRMED

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

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

Court of Appeals No. 23CA2047
Adams County District Court No. 21CV31285
Honorable Teri L. Vasquez, Judge

Neolia Johnson,

Plaintiff-Appellee,

v.

Estate of Carlos Ortiz,

Defendant-Appellee,

and

Carol Adams,

Intervenor-Appellant.

ORDER AFFIRMED

Division VII
Opinion by JUDGE SCHUTZ
Tow and Pawar, JJ., concur

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

Court of Appeals No. 23CA2060
Fremont County District Court No. 23CV1025
Honorable Lynette M. Wenner, Judge

Daniel Emilio Molina,

Plaintiff-Appellant,

v.

William Cahill,

Defendant-Appellee.

APPEAL DISMISSED IN PART, JUDGMENT AFFIRMED IN PART,
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. 23CA2242
City and County of Denver District Court No. 22CV31507
Honorable Jill D. Dorancy, Judge

18th and Market, LLC, a Delaware limited liability company,

Plaintiff-Appellant,

v.

Johnson Nathan Strohe, P.C., a Colorado corporation,

Defendant-Appellee.

JUDGMENT AFFIRMED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 24CA0035
El Paso County District Court No. 22CV32106
Honorable Thomas K. Kane, Judge

Nathan Sorensen and Amanda Sorensen, a/k/a Amanda Armstrong,

Plaintiffs-Appellants,

v.

USAA Casualty Insurance Company,

Defendant-Appellee.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division II
Opinion by JUDGE FOX
Johnson, J., concurs
Schock, J., concurs in part and dissents in part

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

Court of Appeals No. 24CA0038
City and County of Denver District Court No. 06CR7406
Honorable Ericka F.H. Englert, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gregory Mark Owens,

Defendant-Appellant.

ORDER AFFIRMED

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. 24CA0074
Boulder County District Court No. 10DR909
Honorable Andrew Hartman, Judge

In re the Marriage of

Janice Annette Crawford Ferwerda,

Appellant,

and

David Melvin Lopston Ferwerda,

Appellee.

ORDER REVERSED AND CASE
REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 24CA0123
Weld County District Court No. 23CR652
Honorable Vincente G. Vigil, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Zackary Samuel Burgess,

Defendant-Appellant.

ORDER AFFIRMED

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

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

Court of Appeals No. 24CA0301
Logan County District Court No. 22JV4
Honorable Justin B. Haenlein, Judge

The People of the State of Colorado,

Appellee,

In the Interest of A.C.G., a Child,

and Concerning M.J.G. and J.A.N.,

Appellants.

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. 24CA0522
Arapahoe County District Court No. 21JV467
Honorable Victoria Klingensmith, Judge

The People of the State of Colorado,

Appellee,

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

And Concerning A.R. and K.P.,

Appellants.

JUDGMENT AFFIRMED

Division A
Opinion by JUDGE BERNARD*
Román, C.J., and Graham*, J., concur

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

Court of Appeals No. 24CA0545
Arapahoe County District Court No. 22CV30705
Honorable Thomas W. Henderson, Judge

Reed A. Hatkoff,

Plaintiff-Appellant,

v.

Accutrend Data Corporation,

Defendant-Appellee.

ORDER AFFIRMED

Division VI
Opinion by JUSTICE MARTINEZ*
Welling and Bernard*, JJ., concur

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

Court of Appeals No. 24CA0657
Jefferson County District Court No. 23JV30028
Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Appellee,

In the Interest of B.E.R., a Child,

and Concerning B.M.,

Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 24CA0658
Jefferson County District Court No. 22JV30185
Honorable Ann Gail Meinster, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning L.C.,

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. 24CA0764
Morgan County District Court No. 22JV30004
Honorable Robert C. James, Judge

The People of the State of Colorado,

Appellee,

In the Interest of J.L.W. and R.D.W., Children,
and Concerning B.W.,

Appellant,

and

T.D.H.,

Appellee.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE MOULTRIE
WELLING and BROWN, JJ., concur

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

Court of Appeals No. 24CA0914
Adams County District Court No. 22JV112
Honorable Emily Lieberman, Judge

The People of the State of Colorado,

Appellee,

In the Interest of G.W.T., L.W.T., and C.W.T., Children,

And Concerning S.R.M.,

Appellant.

JUDGMENT AFFIRMED

Division VI
Opinion by JUDGE BROWN
Welling and Moultrie, JJ., concur

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

PETITIONS FOR REHEARING

Court of Appeals No. 22CA0534

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Reynold Ramcharan,

Defendant-Appellant.

Petition for Rehearing DENIED

Court of Appeals No. 22CA1206

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Steven Matthew Cook,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 22CA1591

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Juan Manuel Castorena,

Defendant-Appellant.

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

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

[2024COA103M](#)

Court of Appeals No. [23CA1114](#)

In re the Marriage of

Marcello Capparelli,

Appellant,

and

Catherine Cho Capparelli,

Appellee.

Opinion Modified
Petition for Rehearing GRANTED

Court of Appeals No. 23CA1840

Maria Suzette Norwood,

Plaintiff-Appellant,

v.

Home River Group Colorado Springs, d/b/a Blue Mountain Real Estate &
Property Management; Wayne Guthals; Denise Day; Lisa Lyon; and Jeff Lyon,

Defendants-Appellees.

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.