

ANNOUNCEMENTS  
Colorado Court of Appeals  
January 23, 2025

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“Slip opinions” are the opinions as filed by the judges with the clerk. Slip opinions are subject to modification, rehearing, withdrawal, or clerical corrections. A link to any modifications to previously posted opinions will appear in the Petition for Rehearing section of the announcement document the day the changes are announced.

**PUBLISHED OPINIONS**

[2025COA8](#)

Court of Appeals No. [24CA0453](#)  
Boulder County District Court No. 22CV121  
Honorable Dea M. Lindsey, Judge

Good Life Colorado, LLC,

Plaintiff-Appellant,

v.

WLCO, LLC,

Defendant-Appellee.

ORDERS AFFIRMED

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

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**UNPUBLISHED OPINIONS**

Court of Appeals No. 23CA1329  
Weld County District Court No. 13CR1326  
Honorable Timothy Kerns, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Corey Louie Moreno,

Defendant-Appellant.

APPEAL DISMISSED IN PART  
AND ORDER AFFIRMED

Division II  
Opinion by JUDGE FOX  
Gomez and Lum, JJ., concur

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

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Court of Appeals No. 22CA1588  
Morgan County District Court No. 21CR157  
Honorable Charles M. Hobbs, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Noe Maniz,

Defendant-Appellant.

JUDGMENT AFFIRMED IN PART AND VACATED 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)**

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Court of Appeals No. 22CA2204  
Weld County District Court No. 22CR467  
Honorable Vincente G. Vigil, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jay Walter Brentner,

Defendant-Appellant.

ORDER AFFIRMED

Division III  
Opinion by JUSTICE MARTINEZ\*  
Tow and Bernard\*, JJ., concur

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

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Court of Appeals No. 23CA0250  
Arapahoe County District Court No. 21CR1325  
Honorable Joseph Whitfield, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joshua Rodriguez,

Defendant-Appellant.

ORDER VACATED AND CASE  
REMANDED WITH DIRECTIONS

Division II  
Opinion by JUDGE FOX  
Gomez and Lum, JJ., concur

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

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Court of Appeals No. 23CA1133  
Weld County District Court No. 21JD399  
Honorable Audrey Anne Galloway, Magistrate  
Honorable Marcelo A. Kopcow, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of S.C.,

Juvenile-Appellant.

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE FOX  
Gomez and Lum, JJ., concur

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

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Court of Appeals No. 23CA1151  
La Plata County District Court No. 19CV30107  
Honorable Suzanne F. Carlson, Judge

La Plata Open Space Conservancy, a Colorado non-profit corporation,

Plaintiff-Appellee and Cross-Appellant,

v.

Harry Baker and Paulette Baker,

Defendants-Appellants and Cross-Appellees.

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

Division V  
Opinion by JUDGE LUM  
Harris and Brown, JJ., concur

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

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Court of Appeals No. 23CA1200  
Boulder County District Court No. 20CR300  
Honorable Nancy W. Salomone, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

John Conrad Richter,

Defendant-Appellant.

ORDER AFFIRMED

Division VII  
Opinion by JUDGE LIPINSKY  
Johnson and Moultrie, JJ., concur

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

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Court of Appeals No. 23CA1240  
City and County of Denver District Court No. 17CV34514  
Honorable Jill D. Dorancy, Judge

Joe L. Silver,

Plaintiff-Appellant and Cross-Appellee

v.

S&D Law, Steve Kelly, and Gary Blum,

Defendants-Appellees and Cross-Appellants.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division II  
Opinion by JUDGE GOMEZ  
Fox and Lum, JJ., concur

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

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Court of Appeals No. 23CA1367  
El Paso County District Court No. 16DR30155  
Honorable Chad Miller, Judge

In re the Parental Responsibilities Concerning M.M., a Child,  
and Concerning Kristin Lee a/k/a Kristin Ellias,

Appellee,

and

William Muhr,

Appellant.

ORDER AFFIRMED, ORDER REVERSED,  
AND CASE REMANDED WITH DIRECTIONS

Division III  
Opinion by JUDGE TOW  
Martinez\* and Berger\*, JJ., concur

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

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Court of Appeals No. 23CA1893  
El Paso County District Court No. 15CR1916  
Honorable Monica J. Gomez, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Rustin Dean Sparks,

Defendant-Appellant.

SENTENCE AFFIRMED

Division II  
Opinion by JUDGE FOX  
Gomez and Lum, JJ., concur

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

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Court of Appeals No. 23CA1940  
Douglas County District Court No. 22DR30412  
Honorable Charles M. Pratt, Judge

In re the Marriage of

Pamela S. Parkhurst,

Appellee,

and

Gary L. Parkhurst,

Appellant.

JUDGMENT REVERSED IN PART AND CASE  
REMANDED WITH DIRECTIONS

Division IV  
Opinion by JUDGE PAWAR  
Harris and Grove, JJ., concur

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

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Court of Appeals No. 24CA0162  
Pueblo County District Court No. 22DR30157  
Honorable Michelle Chostner, Judge

In re the Marriage of

Alonso J. Martinez,

Appellant,

and

Theresa A. Martinez,

Appellee.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE DUNN  
Tow and Taubman\*, JJ., concur

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

Court of Appeals No. 24CA0459  
City and County of Denver District Court No. 05DR2245  
Honorable Marie Avery Moses, Judge

In re the Marriage of

Charles R. Hook,

Appellee,

and

Paula S. Rhoads Hook,

Appellant.

ORDER AFFIRMED

Division III  
Opinion by JUDGE TOW  
Martinez\* and Bernard\*, JJ., concur

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

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Court of Appeals No. 24CA0532  
El Paso County District Court Nos. 95CR3067 & 95CR3461  
Honorable David Shakes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Shane Stevens,

Defendant-Appellant.

ORDER AFFIRMED

Division II  
Opinion by JUDGE GOMEZ  
Fox and Lum, JJ., concur

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

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Court of Appeals No. 24CA0565  
El Paso County District Court No. 23CV30107  
Honorable William B. Bain, Judge

Joanne Bonicelli, in her capacity as Personal Representative of the Estate of  
Silvio J. Bonicelli,

Plaintiff-Appellant,

v.

Sylvio J. Bonicelli & Sons, LLC, a Colorado limited liability company, Patrick A.  
Bonicelli, and John J. Bonicelli,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division V  
Opinion by JUDGE FREYRE  
Schock and Sullivan, JJ., concur

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

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Court of Appeals No. 24CA0613  
Pueblo County District Court No. 23DR575  
Honorable Dorothy A. Radakovich, Magistrate

In re the Marriage of

Reed Kimokeo Tatsuo Kawahakui,

Appellee,

and

Ashley Jean Kawahakui,

Appellant.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE YUN  
J. Jones and Brown, JJ., concur

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

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Court of Appeals No. 24CA0614  
Adams County District Court No. 22CV30289  
Honorable Christopher J. Munch, Judge

Samantha Smart and Derek Sweitzer,

Plaintiffs-Appellants,

v.

Stacie A. Stropas, Kenaniah D. Stropas, and Sheree L. Stropas,

Defendants-Appellees.

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

Division V  
Opinion by JUDGE SCHOCK  
Freyre and Sullivan, JJ., concur

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

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Court of Appeals No. 24CA0655  
Colorado Civil Rights Commission CR 2022-0011

Ryan Grey and Shelby Grey,

Complainants-Appellees,

and

Colorado Civil Rights Commission,

Appellee,

v.

Alliance Alamosa, LLC and Wanda Brink,

Respondents-Appellants.

ORDER REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division III  
Opinion by JUDGE TOW  
Martinez\* and Bernard\*, JJ., concur

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

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Court of Appeals No. 24CA0681  
Jefferson County District Court No. 24CV30123  
Honorable Ryan P. Loewer, Judge

Rachel Heeren,

Plaintiff-Appellee,

v.

City of Arvada,

Defendant-Appellant.

ORDER REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division V  
Opinion by JUDGE SULLIVAN  
Freyre and Schock, JJ., concur

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

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Court of Appeals No. 24CA0800  
City and County of Denver District Court No. 06CR10482  
Honorable Alex C. Myers, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michael Orlando Rollie,

Defendant-Appellant.

ORDER AFFIRMED

Division V  
Opinion by JUDGE FREYRE  
Schock and Sullivan, JJ., concur

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

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Court of Appeals No. 24CA0858  
Boulder County District Court No. 22JV30115  
Honorable Dea M. Lindsey, Judge

The People of the State of Colorado,

Appellee,

In the Interest of A.Q.O., a Child,

and Concerning D.Q.,

Appellant

and

S.O.,

Appellee.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE BROWN  
J. Jones and Yun, JJ., concur

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

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Court of Appeals No. 24CA0871  
City and County of Denver District Court No. 06CR10482  
Honorable Alex C. Myers, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michael Orlando Rollie,

Defendant-Appellant.

ORDER AFFIRMED

Division V  
Opinion by JUDGE SCHOCK  
Freyre and Sullivan, JJ., concur

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

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Court of Appeals No. 24CA0953  
City and County of Denver Juvenile Court No. 22JV30488  
Honorable Elizabeth J. McCarthy, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning L.N.S.,

Appellant.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE TOW  
Dunn and Taubman\*, JJ., concur

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

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Court of Appeals No. 24CA1253  
Adams County District Court No. 23JV30116  
Honorable Caryn A. Datz, Judge

The People of the State of Colorado,

Appellee,

In the Interest of G.D.C. and E.S.C., Children,

and Concerning R.S.C.,

Appellant.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division III  
Opinion by JUDGE TAUBMAN\*  
Dunn and Tow, JJ., concur

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

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Court of Appeals No. 24CA1257  
El Paso County District Court No. 23JV30402  
Honorable Lin Billings Vela, Judge

The People of the State of Colorado,

Appellee,

In the Interest of N.R.R., M.R.R., and K.R.R., Children,

and Concerning I.R.P.,

Appellant.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE BERGER\*  
Tow and Martinez\*, JJ., concur

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

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Court of Appeals No. 24CA1513  
Industrial Claim Appeals Office of the State of Colorado  
DD No. 14657-2024

Pavel Gershteyn,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado and Division of  
Unemployment Insurance,

Respondents.

ORDER SET ASIDE

Division II  
Opinion by JUDGE LUM  
Fox and Gomez, JJ., concur

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

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## **PETITIONS FOR REHEARING**

Court of Appeals No. 23CA1586

Justin Pentelute, Maggie Regalia, and Tellus Core, Inc.,

Plaintiffs-Appellees,

v.

Richard M. Batenburg, Jr.; Clear Cannabis, Inc.; Subtle Escape, LLC; Subtle Relief, LLC; Cliintel Capital Group Aggressive Growth IV, LLC; Batmann Consulting, Inc.; Cliintel, LLC; Cliintel Capital Management Group, LLC; and Cliintel Capital Group, LLC, d/b/a Clear Colorado Group,

Defendants-Appellants.

Opinion Modified  
Petition for Rehearing GRANTED

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

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Court of Appeals No. 23CA1881

David C. Bradford and Anne E. Bradford,

Plaintiffs-Appellees and Cross-Appellants,

v.

Michelle Hart and Michelle Hart Trust,

Defendants-Appellants and Cross-Appellees.

Petition for Rehearing DENIED

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

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Court of Appeals No. 23CA2152

Anthony Puca and Laura Puca,

Plaintiffs-Appellants,

v.

Earl E. Peterson, Caroline R. Peterson a/k/a Carol Peterson, and Elkhorn  
Ranch Homeowner's Association, Inc.,

Defendants-Appellees.

Petition for Rehearing DENIED

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

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Court of Appeals No. 23CA2182

Kenneth Curfman,

Plaintiff-Appellant,

v.

Mariana L. Cantir,

Defendant-Appellee.

Petition for Rehearing DENIED

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

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