

ANNOUNCEMENTS  
Colorado Court of Appeals  
February 20, 2025

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COLORADO COURT OF APPEALS  
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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**

[2025COA17](#)

Court of Appeals No. [20CA1603](#)

Montrose County District Court No. 19CV30074

Honorable D. Cory Jackson, Judge

Nichele Giron, individually and as Personal Representative of the Estate of Walter Giron; Amanda Giron; and Thomas Short, as the Personal Representative of the Estate of Samuel Giron,

Plaintiffs-Appellants,

v.

Justin Hice and Town of Olathe,

Defendants-Appellees.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division VII  
Opinion by JUDGE BERGER\*  
Brown and Johnson, JJ., concur

Prior Opinion Announced July 28, 2022, Reversed in 22SC671

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[2025COA18](#)

Court of Appeals No. [24CA0128](#)

City and County of Denver District Court No. 22CV666

Honorable Kandace C. Gerdes, Judge

Campaign Integrity Watchdog LLC, a Colorado corporation,

Plaintiff-Appellant,

v.

Colorado Secretary of State, Jena Griswold, in her official capacity,

Defendant-Appellee.

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

Division III

Opinion by JUDGE TAUBMAN\*

Tow and Bernard\*, JJ., concur

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[2025COA19](#)

Court of Appeals No. [24CA0261](#)

Arapahoe County District Court No. 18PR31210

Honorable C. Apostoli, Magistrate

In re the Estate of Alice K. Schmier, a/k/a Alice Kathleen Schmier, deceased.

Tim Schmier,

Appellant,

v.

Raymond G. Schmier,

Appellee.

ORDERS REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division VII

Opinion by JUDGE MOULTRIE

Lipinsky and Johnson, JJ., concur

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[2025COA20](#)

Court of Appeals No. [24CA0548](#)

City and County of Denver District Court No. 23CV31836

Honorable David H. Goldberg, Judge

303 Beauty Bar LLC d/b/a 303 Salon Lohi,

Plaintiff-Appellant,

v.

Division of Labor Standards and Statistics,

Defendant-Appellee.

ORDER AFFIRMED

Division IV

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

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[2025COA21](#)

Court of Appeals No. [24CA1058](#)

El Paso County District Court No. 20CV30335

Honorable Thomas K. Kane, Judge

Honorable Amanda J. Philipps, Judge

George Tracy and Amy Tracy,

Plaintiffs-Appellants,

v.

David T. Surofchek and Amy Surofchek,

Defendants-Appellees.

ORDER REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division I

Opinion by JUDGE J. JONES  
Brown and Yun, JJ., concur

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**UNPUBLISHED OPINIONS**

Court of Appeals No. 21CA1444  
El Paso County District Court No. 18CR4176  
Honorable Marcus S. Henson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Mark Christopher Peters,

Defendant-Appellant.

JUDGMENT AND SENTENCE AFFIRMED

Division VI  
Opinion by JUDGE WELLING  
Brown and Moultrie, JJ., concur

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

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Court of Appeals No. 21CA1934  
City and County of Denver District Court No. 20CR3685  
Honorable Eric M. Johnson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Lessie Steve Britton,

Defendant-Appellant.

JUDGMENT AFFIRMED

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. 22CA0960  
Logan County District Court No. 18CR161  
Honorable Stephanie M. G. Gagliano, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Devien Patrick Brown,

Defendant-Appellant.

SENTENCE AFFIRMED AND CASE  
REMANDED WITH DIRECTIONS

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. 22CA0977  
El Paso County District Court No. 21CR3330  
Honorable David Shakes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Roberto Carlo Delgado-Cruz,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division IV  
Opinion by JUDGE HARRIS  
Grove and Pawar, JJ., concur

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

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Court of Appeals No. 22CA1436  
Boulder County District Court No. 20CR1625  
Honorable Thomas F. Mulvahill, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Sean Daniel Souders,

Defendant-Appellant.

JUDGMENT 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. 22CA1662  
Adams County District Court No. 19CR2031  
Honorable Patrick H. Pugh, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ramón Antonio Tarango,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 23CA1818  
El Paso County District Court No. 21CR4446  
Honorable Michael P. McHenry, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Paul Frank Tapia,

Defendant-Appellant.

JUDGMENT AFFIRMED IN PART AND REVERSED IN PART,  
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. 22CA1900  
Jefferson County District Court No. 21CR2914  
Honorable Robert Lochary, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

John Raymond Gonsalez,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE WELLING  
J. Jones and Schock, JJ., concur

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

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Court of Appeals No. 22CA1978  
Arapahoe County District Court No. 21CR1380  
Honorable Eric B. White, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jose Gonzalez Campos,

Defendant-Appellant.

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

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

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

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Court of Appeals No. 22CA2210  
Larimer County District Court No. 18CR1546  
Honorable Susan Blanco, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Mariah Rose Gates,

Defendant-Appellant.

JUDGMENT AFFIRMED

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. 23CA0294  
City and County of Denver District Court No. 21CR4815  
Honorable Jay S. Grant, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Garrett M. Hammond,

Defendant-Appellant.

JUDGEMENT AFFIRMED

Division IV  
Opinion by JUDGE HARRIS  
Grove and Pawar, JJ., concur

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

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Court of Appeals No. 23CA0335  
Arapahoe County District Court No. 21CR2818  
Honorable Darren L. Vahle, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Reginald James Ryan,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII  
Opinion by JUDGE JOHNSON  
Lipinsky and Moultrie, JJ., concur

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

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Court of Appeals No. 23CA0470  
Adams County District Court Nos. 20CR1454 & 21CR3756  
Honorable Jeffrey A. Smith, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ralph Marcus Hardy,

Defendant-Appellant.

APPEAL DISMISSED IN PART  
AND SENTENCE AFFIRMED

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. 23CA0713  
El Paso County District Court No. 15CR297  
Honorable Michael P. McHenry, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ilene Frances Barajas,

Defendant-Appellant.

ORDER AFFIRMED

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

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

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Court of Appeals No. 23CA1081  
Larimer County District Court No. 14CR1119  
Honorable Gregory M. Lammons, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Douglas James Dyer,

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. 23CA1175  
Montezuma County District Court No. 22CR162  
Honorable Todd Jay Plewe, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gabrielle D. Juan Doctor,

Defendant-Appellant.

JUDGMENT AFFIRMED

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. 23CA1868  
Boulder County District Court No. 11DR482  
Honorable Thomas F. Mulvahill, Judge

In re the Marriage of

Timothy D. Roper,

Appellee,

and

Donna J. Wilson-Roper,

Appellant.

ORDER AFFIRMED IN PART AND 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. 23CA1884  
El Paso County District Court No. 22JV53  
Honorable Robin Chittum, Judge

The People of the State of Colorado,

Appellee,

In the Interest of C.M.W., a Child,

and Concerning C.B.,

Appellant.

JUDGMENT AFFIRMED

Division VI  
Opinion by JUDGE GRAHAM\*  
Freyre and Schutz, JJ., concur

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

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Court of Appeals No. 23CA1915  
Huerfano County District Court No. 22CR40  
Honorable J. Clay McKisson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Kevin James Vigil,

Defendant-Appellant.

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

Division VI  
Opinion by JUDGE WELLING  
Kuhn and Schutz, JJ., concur

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

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Court of Appeals No. 23CA2166  
City and County of Denver District Court No. 23CV61  
Honorable Martin F. Egelhoff, Judge

Steven E. Muth, individually and on behalf of the Estate of Zachary S. Muth,

Plaintiff-Appellant,

v.

Lonnie Wright, Patrick D. Vellone, Brenton L. Gragg, and Allen Vellone Wolf  
Helfrich & Factor P.C., a Colorado Professional Corporation,

Defendants-Appellees.

JUDGMENT AFFIRMED AND CASE  
REMANDED WITH DIRECTIONS

Division II  
Opinion by JUDGE FOX  
Lum and Berger\*, JJ., concur

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

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Court of Appeals No. 23CA2217  
El Paso County District Court No. 17CR6967  
Honorable Jill M. Brady, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jose M. Tolentino,

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. 24CA0288  
El Paso County District Court No. 17DR31134  
Honorable David Prince, Judge

In re the Marriage of

Lindsay Shaw Thornton n/k/a Lindsay Shaw,

Petitioner,

and

Murray Alexander Thornton,

Appellee,

And Concerning

Amy M. Springer and Springer & Steinberg, P.C.,

Attorneys-Appellants.

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

Division IV  
Opinion by JUDGE GROVE  
Harris and Pawar, JJ., concur

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

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Court of Appeals No. 24CA0426  
Board of Assessment Appeals Case No. 23BAA1950

Backman Village 14, LLC,

Petitioner-Appellee,

v.

San Miguel County Board of Equalization,

Respondent-Appellant,

and

Board of Assessment Appeals,

Appellee.

ORDER AFFIRMED

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

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

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Court of Appeals No. 24CA0461  
Douglas County District Court No. 21DR30418  
Honorable Benjamin Todd Figa, Judge

In re the Marriage of

Anthony L. Carter,

Appellant,

and

Jacqueline Jennifer Nolly,

Appellee.

JUDGMENT AND 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. 24CA0557  
Archuleta County District Court No. 22DR33  
Honorable Leslie J. Gerbracht, Judge

In re the Marriage of

Pamela S. Flowers,

Appellant,

and

Erin Kathleen Frazee,

Appellee.

JUDGMENT REVERSED 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. 24CA0904  
Jefferson County District Court No. 24CV27  
Honorable Jason Carrithers, Judge

Nancy Uszko and Ronald Chaffin,

Plaintiffs-Appellants,

v.

Forest Glen Homeowners Association of Lakewood, Inc., Judith Ber, Arlene  
Kuntz, Sally Griffin, Teresa Hayes, and Ronda Zivalich,

Defendants-Appellees.

JUDGMENT AFFIRMED 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. 24CA1267  
El Paso County District Court No. 22JV30243  
Honorable Lin Billings Vela, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning K.M.,

Appellant.

JUDGEMENT AFFIRMED

Division VII  
Opinion by JUDGE MOULTRIE  
Lipinsky and Johnson, JJ., concur

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

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Court of Appeals No. 24CA1269  
Adams County District Court No. 21JV106  
Honorable Caryn A. Datz, Judge

The People of the State of Colorado,

Appellee,

In the Interest of J.R.M. and L.P-S., Children,

and Concerning D.R.P.,

Appellant.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 24CA1389  
City and County of Denver Juvenile Court No. 23JV30377  
Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Appellee,

In the Interest of J.D.C., Jr., a Child,

and Concerning J.D.C.,

Appellant.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE TOW  
Dunn and Meirink, JJ., concur

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

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Court of Appeals No. 24CA1418  
Weld County District Court No. 22JV153  
Honorable W. Troy Hause, Judge

The People of the State of Colorado,

Appellee,

In the Interest of N.R.L. Jr., a Child,

and Concerning N.R.L.,

Appellant.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE MEIRINK  
Dunn and Tow, JJ., concur

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

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Court of Appeals No. 24CA1641  
Industrial Claim Appeals Office of the State of Colorado  
DD No. 23028-2024

Tiffany Schmidt,

Petitioner,

v.

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

Respondents.

ORDER 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. 24CA2111  
Pueblo County District Court No. 24MH30119  
Honorable Timothy O'Shea, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Antonious W. Thomas,

Respondent-Appellant.

ORDER AFFIRMED

Division III  
Opinion by JUDGE DUNN  
Tow and Meirink, JJ., concur

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

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Court of Appeals No. 24CA2114  
Pueblo County District Court No. 24MH30121  
Honorable Timothy O'Shea, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Julio Adrian Prieto,

Respondent-Appellant.

ORDER AFFIRMED

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. 24CA2167  
Pueblo County District Court No. 24MH30035  
Honorable Timothy O'Shea, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Michael Allen Carr,

Respondent-Appellant.

ORDER AFFIRMED

Division III  
Opinion by JUDGE TOW  
Dunn and Meirink, JJ., concur

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

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Court of Appeals No. 24CA2249  
Arapahoe County District Court No. 24MH761  
Honorable H. Clay Hurst, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Erik Mateo Hernandez,

Respondent-Appellant.

ORDER AFFIRMED

Division III  
Opinion by JUDGE MEIRINK  
Dunn and Tow, JJ., concur

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

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**PETITIONS FOR REHEARING**

Court of Appeals No. 23CA1940

In re the Marriage of

Pamela S. Parkhurst,

Appellee,

and

Gary L. Parkhurst,

Appellant.

Petition for Rehearing DENIED

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

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[2025COA8M](#)

Court of Appeals No. [24CA0453](#)

Good Life Colorado, LLC,

Plaintiff-Appellant,

v.

WLCO, LLC,

Defendant-Appellee.

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

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## **MODIFIED OPINIONS**

[2025COA9M](#)

Court of Appeals No. [22CA0606](#)

Mesa County District Court No. 21CR496

Honorable Matthew D. Barrett, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Casey B. Ragsdal,

Defendant-Appellant.

JUDGMENT AND ORDER AFFIRMED

Division I

Opinion by JUDGE WELLING

J. Jones and Schock, JJ., concur

Opinion Modified

On the Court's Own Motion

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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.