ANNOUNCEMENTS COLORADO COURT OF APPEALS February 27, 2025

"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

2025COA22

Court of Appeals No. <u>22CA1067</u> La Plata County District Court No. 20CR231 Honorable Suzanne F. Carlson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Erin Amber Trujillo,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE REMANDED WITH DIRECTIONS

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

2025COA23

Court of Appeals No. <u>23CA0085</u> Weld County District Court No. 21CR1485 Honorable Julie C. Hoskins, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Mardi Jean Gray,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

2025COA24

Court of Appeals No. <u>23CA0675</u> Weld County District Court No. 21CV30783 Honorable Todd Taylor, Judge

Nathan Schulz, derivatively on behalf of CLN Holdings, LLC,

Plaintiff-Appellee,

v.

Laszlo & Associates, LLC, d/b/a LaszlowLaw, Theodore E. Laszlo, Jr., and Michael J. Laszlo,

Defendants-Appellants.

ORDER AFFIRMED

Division V Opinion by JUDGE BROWN Johnson, J., concurs Taubman*, J., concurs in part and dissents in part

2025COA25

Court of Appeals No. <u>23CA1350</u> Jefferson County District Court No. 16CR7283 Honorable Robert Lochary, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Thomas Rojas,

Defendant-Appellant.

SENTENCES AFFIRMED

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

UNPUBLISHED OPINIONS

Court of Appeals No. 21CA0621 Pitkin County District Court No. 18CR69 Honorable Christopher G. Seldin, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Lilith Newmoon Hazel Snyder,

Defendant-Appellant.

APPEAL DISMISSED

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

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

Court of Appeals No. 22CA1153 City and County of Denver District Court No. 20CR2166 Honorable Ericka F.H. Englert, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Amadeus J. Ojeda,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

Court of Appeals No. 22CA1903 Boulder County District Court No. 21CR266 Honorable Nancy W. Salomone, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert William Hicks,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 23CA1517 Jefferson County District Court No. 11DR199 Honorable Jason Carrithers, Judge

In re the Marriage of

Greggory Steuart Heil,

Appellee,

and

Carolynn Lynn O'Rourke,

Appellant.

JUDGMENT AFFIRMED AND CASE REMANDED WITH DIRECTIONS

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

Court of Appeals No. 23CA2233 El Paso County District Court No. 21PR31440 Honorable Vincent N. Rahaman, Magistrate

In re the Estate of Karin D. Huffer, deceased.

Jason Huffer,

Appellant,

v.

Jordan Huffer,

Appellee.

ORDER AFFIRMED 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)

Court of Appeals No. 24CA0170 Douglas County District Court No. 20DR30037 Honorable Robert Lung, Judge

In re the Marriage of

James Erwin Webb,

Appellee,

and

Laura Lynn Webb,

Appellant.

ORDER AFFIRMED AND CASE REMANDED WITH DIRECTIONS

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

Court of Appeals No. 24CA0380 Arapahoe County District Court No. 20CR1034 Honorable Ben L. Leutwyler III, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Scott Howard Veater,

Defendant-Appellant.

ORDER AFFIRMED

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

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

Court of Appeals No. 24CA0621 Cheyenne County District Court No. 22CV30006 Honorable Tarryn L. Johnson, Judge

Three Circle Soil & Gas, LLC, a Colorado limited liability company, and Frying Pan Ranch, LLC, a Colorado limited liability company,

Plaintiffs-Appellants and Cross-Appellees,

v.

Public Service Company of Colorado d/b/a Xcel Energy, a Colorado corporation,

Defendant-Appellee and Cross-Appellant.

JUDGMENT AFFIRMED IN PART AND REVERSED IN PART, CROSS-APPEAL DISMISSED, AND CASE REMANDED WITH DIRECTIONS

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

Court of Appeals No. 24CA0626 El Paso County District Court No. 23CV31616 Honorable Eric Bentley, Judge

Jaimi J. Mostellar,

Plaintiff-Appellant,

v.

City of Manitou Springs,

Defendant-Appellee.

JUDGMENT AFFIRMED AND CASE REMANDED WITH DIRECTIONS

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

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

Court of Appeals No. 24CA0670 Arapahoe County District Court No. 15CR185 Honorable Shay K. Whitaker, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Brandon Joseph Swenson,

Defendant-Appellant.

ORDER AFFIRMED

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

Court of Appeals No. 24CA0913 City and County of Denver Juvenile Court No. 22JV346 Honorable Laurie A. Clark, Judge

The People of the State of Colorado,

Appellee,

In the Interest of J.M.Q. and G.Q., Children,

and Concerning J.L.M. and K.J.Q.,

Appellants.

JUDGMENT AFFIRMED

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

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

Court of Appeals No. 24CA0936 Mesa County District Court No. 22JV48 Honorable Brian J. Flynn, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning M.M.N.,

Appellant.

JUDGMENT AFFIRMED

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

Court of Appeals No. 24CA1080 Jefferson County District Court No. 23CV30396 Honorable Christopher Blake Rhamey, Judge

JPMorgan Chase Bank, N.A.,

Plaintiff-Appellant,

v.

Jared Graham,

Defendant-Appellee.

JUDGMENT REVERSED

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

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

Court of Appeals No. 24CA1293 El Paso County District Court No. 20JV528 Honorable Robin Chittum, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning K.B.R.,

Appellant.

JUDGMENT AFFIRMED

Division II Opinion by JUDGE FOX Román, C.J., and Lum, J., concur

Court of Appeals No. 24CA1335 Garfield County District Court No. 23JV30004 Honorable John F. Neiley, Judge

The People of the State of Colorado,

Appellee,

In the Interest of M.S.H. and A.M.H., Children,

and Concerning E.A.H.,

Appellant,

and

A.A.H.,

Appellee.

JUDGMENT AFFIRMED

Division VI Opinion by JUDGE KUHN Welling and Schutz, JJ., concur

PETITIONS FOR REHEARING

Court of Appeals No. 22CA0009

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Marquis Dantre Hazard,

Defendant-Appellant.

Petition for Rehearing <u>DENIED</u>

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

Court of Appeals No. 23CA1649

Galiant Homes, LLC, a Colorado limited liability company,

Plaintiff-Appellee,

v.

Edward C. Herlik and Cynthia J. Strong-Herlik,

Defendants-Appellants.

Petition for Rehearing <u>DENIED</u>

Court of Appeals No. 23CA1893

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Rustin Dean Sparks,

Defendant-Appellant.

Opinion Modified On the Court's Own Motion and Petition for Rehearing <u>DENIED</u>

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

Court of Appeals No. 23CA2193

Katset LLC, a Colorado limited liability company,

Plaintiff-Appellee,

v.

Ralf Kracke-Berndorff,

Defendant-Appellant.

Petition for Rehearing <u>DENIED</u>

Court of Appeals No. 23CA2216
In re the Marriage of
David Gabriel,
Appellee,
and
Arina Gabriel,
Appellant.

Petition for Rehearing <u>DENIED</u>

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

Court of Appeals No. 24CA0001

In re the Parental Responsibilities Concerning N.M.D., a Child,

and Concerning Gary Lynn Duerksen,

Appellant,

and

Sara Rae Hanson,

Appellee.

Petition for Rehearing <u>DENIED</u>

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.