

**UNPUBLISHED OPINIONS**

Court of Appeals No. 22CA0124  
Adams County District Court No. 21CR744  
Honorable Priscilla J. Loew, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert Ernest Manzanares,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 22CA1152  
El Paso County District Court No. 21CR3958  
Honorable Lin Billings Vela, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Robert Michael Hart,

Defendant-Appellant.

JUDGMENT AND ORDER 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. 22CA1439  
Arapahoe County District Court No. 21CR175  
Honorable Ben L. Leutwyler III, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Lewis Javon Owens,

Defendant-Appellant.

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. 22CA1681  
City and County of Denver District Court No. 19CR8299  
Honorable Ericka F. H. Englert, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Alejandro Garcia-Sanchez,

Defendant-Appellant.

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

Division II  
Opinion by JUDGE LUM  
Gomez, J., concurs  
Fox, J., concurs in part and dissents in part

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

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Court of Appeals No. 22CA1841  
El Paso County District Court No. 21DR32203  
Honorable David Prince, Judge

In re the Marriage of

Stacey Fortner,

Appellant,

and

Christopher Fortner,

Appellee.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division V  
Opinion by JUDGE BROWN  
Lum and Berger\*, JJ., concur

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

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Court of Appeals No. 23CA0091  
Douglas County District Court No. 18CR296  
Honorable Theresa Slade, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Peter Viet Le,

Defendant-Appellant.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 23CA0283  
Boulder County District Court No. 17CR1441  
Honorable Nancy W. Salomone, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jay Harvey,

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. 23CA0899  
Adams County District Court No. 22CR3408  
Honorable Robert W. Kiesnowski, Jr., Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Steven Mark Fernandez,

Defendant-Appellant.

SENTENCE 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. 23CA1103  
Jefferson County District Court No. 22CV233  
Honorable Lindsay L. VanGilder, Judge

Milan Jankovic,

Plaintiff-Appellant,

v.

Jefferson County Board of Equalization,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division V  
Opinion by JUDGE HARRIS  
Brown and Lum, JJ., concur

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

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Court of Appeals No. 23CA1250  
El Paso County District Court No. 22CR3110  
Honorable William Moller, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Daniel Ladeira Jr.,

Defendant-Appellant.

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

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. 23CA1280  
Jefferson County District Court No. 21DR30933  
Honorable Jack W. Berryhill, Judge

In re the Marriage of

Charlene M. Bailey,

Appellee and Cross-Appellant,

and

David E. Bailey,

Appellant and Cross-Appellee.

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

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

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

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Court of Appeals No. 23CA1835  
Boulder County District Court No. 13DR30319  
Honorable Thomas F. Mulvahill, Judge

In re the Marriage of

George Stephen Pittman,

Appellee,

and

Judi Beth Pittman n/k/a Judi Beth Atwood,

Appellant.

ORDER REVERSED AND CASE  
REMANDED WITH DIRECTIONS

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. 23CA1904  
Jefferson County District Court No. 21DR30036  
Honorable Philip J. McNulty, Judge

In re the Marriage of

Jessica Howard n/k/a Jessica Knepp,

Appellee,

and

Muhammad Howard,

Appellant.

APPEAL DISMISSED IN PART  
AND JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE J. JONES  
Brown and Martinez\*, JJ., concur

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

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Court of Appeals No. 23CA2068  
Boulder County District Court No. 22CV30754  
Honorable J. Keith Collins, Judge

Martin Marietta Materials, Inc., a North Carolina corporation,

Plaintiff-Appellant,

v.

Boulder County Board of Adjustment, the duly authorized administrative body  
of a political subdivision of the State of Colorado,

Defendant-Appellee,

and

Save Our Saint Vrain Valley, Inc., a Colorado non-profit corporation, Barbara  
Cargill, Richard Cargill, and Matt Condon,

Intervenors-Appellees.

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

Division IV  
Opinion by JUDGE KUHN  
Harris and Yun, JJ., concur

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

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Court of Appeals No. 24CA0004  
Pitkin County District Court No. 22CV30105  
Honorable Christopher G. Seldin, Judge

Susan D. Flynn Revocable Trust,

Plaintiff-Appellee,

v.

Joseph Arnold Scott,

Defendant-Appellant.

JUDGMENT AFFIRMED AND CASE  
REMANDED WITH DIRECTIONS

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. 24CA0073  
Arapahoe County District Court No. 17CR1810  
Honorable Ben L. Leutwyler III, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

JZell James Gilbert,

Defendant-Appellant.

SENTENCE 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. 24CA0359  
San Miguel County District Court No. 22CV30045  
Honorable J. Steven Patrick, Judge

Scythian Ltd., Cloud 9 Investments, LLC, and Cloud 9 Land Holdings, LLC,  
Plaintiffs-Appellants,

v.

Town of Mountain Village, Colorado, Town of Mountain Village Town Council,  
Colorado, Tiara Telluride, LLC, and Vault Management, LLC,

Defendants-Appellees.

JUDGMENTS 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. 24CA0361  
San Miguel County District Court No. 23CV30035  
Honorable J. Steven Patrick, Judge

Scythian Ltd., Cloud 9 Investments, LLC, and Cloud 9 Land Holdings, LLC,  
Plaintiffs-Appellants,

v.

Town of Mountain Village, Colorado, Town of Mountain Village Town Council,  
Colorado, Tiara Telluride, LLC, and Vault Management, LLC,

Defendants-Appellees.

JUDGMENTS 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. 24CA0469  
City and County of Denver District Court No. 23CV576  
Honorable J. Eric Elliff, Judge

Edward Hoid,

Plaintiff-Appellant,

v.

CBS-4 News and Wendy McMahon,

Defendants-Appellees.

JUDGMENT AFFIRMED AND CASE  
REMANDED WITH DIRECTIONS

Division II  
Opinion by JUDGE HAWTHORNE\*  
Fox and Lum, JJ., concur

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

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Court of Appeals No. 24CA0470  
City and County of Denver District Court No. 23CV577  
Honorable J. Eric Elliff, Judge

Edward Hoid,

Plaintiff-Appellant,

v.

Denver Post and Mac Tully, CEO, President, Manager,

Defendants-Appellees.

JUDGMENT AFFIRMED AND CASE  
REMANDED WITH DIRECTIONS

Division II  
Opinion by JUDGE HAWTHORNE\*  
Fox and Lum, JJ., concur

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

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Court of Appeals No. 24CA0474  
Boulder County District Court No. 21CV30913  
Honorable Stephen A. Groome, Judge

Daniel B. Stern,

Plaintiff-Appellee,

v.

Matthew W. Farncombe, Aurum LLC, a Colorado limited liability company, and  
16518808 LLC, a Colorado limited liability company,

Defendants-Appellants.

JUDGMENT REVERSED 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. 24CA0502  
San Miguel County District Court No. 22CV4  
Honorable Keri A. Yoder, Judge

Mark Halper,

Plaintiff-Appellant,

v.

Jerry D. Moore; Linda K. Moore; Michael J. Lynch; and Robinson Waters &  
O'Dorisio, P.C.,

Defendants-Appellees.

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. 24CA0547  
Fremont County District Court No. 23CV17  
Honorable Lynette M. Wenner, Judge

Ashlea A. Hopkins,

Plaintiff-Appellee,

v.

Joseph M. Coffelt,

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. 24CA0583  
Arapahoe County District Court No. 23JV16  
Honorable Victoria Ellen Klingensmith, Judge

The People of the State of Colorado,

Appellee,

In the Interest of A.D.H. a Child,

and Concerning D.H.,

Appellant,

and C.B.,

Appellee.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 24CA0671  
State Personnel Board No. 2024B023

Jason Soltani,

Complainant-Appellant,

v.

Department of Human Services, Colorado Mental Health Hospital in Pueblo,

Respondent-Appellee,

and

State Personnel Board,

Appellee.

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. 24CA0779  
Mesa County District Court No. 22DR30049  
Honorable Gretchen B. Larson, Judge

In re the Marriage of

Matthew James Miller,

Appellant,

and

Karlene A. Lambuth,

Appellee.

ORDER REVERSED AND CASE  
REMANDED WITH DIRECTIONS

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

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

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Court of Appeals No. 24CA0825  
City and County of Denver District Court No. 22CV32310  
Honorable Jill D. Dorancy, Judge

Bryce McCallum and Patty McCallum,

Plaintiffs-Appellants,

v.

Colorado Department of Transportation,

Defendant-Appellee.

JUDGMENT AFFIRMED

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

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

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Court of Appeals No. 24CA0849  
El Paso County District Court No. 22CV32210  
Honorable Russell H. Granger, Judge

Steven S. Marken, in his capacity as Trustee of the John B. Servatius Living Trust,

Plaintiff-Appellee,

v.

Megan M. Knez, n/k/a Megan M. Graham, and Joseph J. Graham,

Defendants-Appellants.

JUDGMENT 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. 24CA0857  
Mesa County District Court No. 21JV236  
Honorable Richard T. Gurley, Judge

The People of the State of Colorado,

Appellee,

In the Interest of R-G.J.M., a Child,

and Concerning T.M.,

Appellant.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

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. 24CA0933  
Delta County District Court No. 23CV30007  
Honorable Mary E. Deganhart, Judge

Patsy R. Bennett,

Plaintiff-Appellant,

v.

Lori Ann Reed and Robert Reed,

Defendants-Appellees.

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. 24CA0998  
El Paso County District Court No. 23JV30837  
Honorable Diana K. May, Judge  
Honorable Jayne Candea-Ramsey, Magistrate

The People of the State of Colorado,

Appellee,

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

and Concerning I.G. and J.T.,

Appellants.

JUDGMENTS REVERSED

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. 24CA1024  
El Paso County District Court No. 22JV30014  
Honorable Scott Bradford Epstein, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning K.H. and B.J.W.,

Appellants.

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

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. 24CA1270  
Jefferson County District Court No. 22JV30220  
Honorable Lindsay L. VanGilder, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning A.S.,

Appellant.

JUDGMENT AFFIRMED

Division A  
Opinion by JUSTICE MARTINEZ\*  
Román, C.J., and Graham\*, J., concur

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

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Court of Appeals No. 24CA1464  
Weld County District Court No. 20JV250  
Honorable Anita Crowther, Judge

The People of the State of Colorado,

Appellee,

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

and Concerning A.Q. and C.D.,

Appellants.

JUDGMENT AFFIRMED

Division A

Opinion by JUDGE GRAHAM\*  
Román, C.J., and Martinez\*, J., concur

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

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Court of Appeals No. 24CA1588  
Weld County District Court No. 23JV108  
Honorable Anita Crowther, Judge

The People of the State of Colorado,

Appellee,

In the Interest of R.M., a Child

and Concerning K.M.

Appellant.

JUDGMENT AFFIRMED

Division VI

Opinion by JUDGE SCHUTZ  
Welling and Kuhn, JJ., concur

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

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Court of Appeals No. 24CA1623  
Industrial Claim Appeals Office of the State of Colorado  
DD No. 20002-2024

Eddie Aziz

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado,

Respondent.

ORDER AFFIRMED

Division VI  
Opinion by JUDGE SCHUTZ  
Welling and Kuhn, JJ., concur

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

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Court of Appeals No. 24CA2118  
Industrial Claim Appeals Office of the State of Colorado  
DD No. 27900-2024

Darin T. Vasquez,

Petitioner,

v.

Industrial Claim Appeals Office of the State of Colorado,

Respondent.

ORDER 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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## **PETITIONS FOR REHEARING**

Court of Appeals No. 22CA0208

The People of the State of Colorado,

Plaintiff-Appellee,

v.

James Maurice Walker,

Defendant-Appellant.

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

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

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Court of Appeals No. 22CA0563

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Lucas Bienvenido Mena,

Defendant-Appellant.

Petition for Rehearing DENIED

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Court of Appeals No. 23CA1240

Joe L. Silver,

Plaintiff-Appellant and Cross-Appellee

v.

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

Defendants-Appellees and Cross-Appellants.

Petition for Rehearing DENIED

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

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Court of Appeals No. 23CA1367

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

and Concerning Kristin Lee a/k/a Kristin Ellias,

Appellee,

and

William Muhr,

Appellant.

Petition for Rehearing DENIED

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

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Court of Appeals No. 23CA2229

Board of County Commissioners of the County of Gunnison Colorado,

Plaintiff-Appellee,

v.

David Joseph Gottorff,

Defendant-Appellant.

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.