

*ANNOUNCEMENTS
COLORADO COURT OF APPEALS
December 28, 2017*

“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

[2017COA159](#)

Court of Appeals No. [16CA1494](#)
Jefferson County District Court No. 15CV31593
Honorable Randall C. Arp, Judge

City of Lakewood, Colorado, a Colorado home rule municipality,

Plaintiff-Appellee,

v.

Joyce B. Armstrong and Mary E.J. Armstrong Trust,

Defendants-Appellants.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE HAWTHORNE
Dailey and Welling, JJ., concur

[2017COA160](#)

Court of Appeals No. [16CA2238](#)

Rio Blanco County District Court No. 15JV3

Honorable John F. Neiley, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of S.L. and A.L., Children,

and Concerning L.L. and K.L.,

Respondent-Appellants.

JUDGMENT AFFIRMED

Division II

Opinion by JUDGE WELLING

Dailey and Vogt*, JJ., concur

UNPUBLISHED OPINIONS

Court of Appeals No. 14CA1177
Morgan County District Court No. 13CR152
Honorable Douglas R. Vannoy, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Casandra Bustos,

Defendant-Appellant.

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

Division III
Opinion by JUDGE WEBB
Berger and Rothenberg*, JJ., concur

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

Court of Appeals No. 15CA0891
City and County of Denver District Court No. 14CR2602
Honorable Edward D. Bronfin, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Edward Lee Jenkins,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III
Opinion by JUDGE WEBB
Lichtenstein and Berger, JJ., concur

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

Court of Appeals No. 15CA1141
El Paso County District Court No. 14CR693
Honorable Barbara L. Hughes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Lauren Josea Wilson,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division I
Opinion by JUDGE TAUBMAN
Furman and Richman, JJ., concur

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

Court of Appeals No. 15CA1581
Adams County District Court No. 13CR3480
Honorable Thomas R. Ensor, Judge
Honorable John E. Popovich, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ivan Lopez-Banuelos,

Defendant-Appellant.

ORDER AFFIRMED

Division III
Opinion by JUDGE WEBB
Lichtenstein and Berger, JJ., concur

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

Court of Appeals No. 15CA1969
Adams County District Court No. 09CR456
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Christopher Douglas Wise,

Defendant-Appellant.

ORDER AFFIRMED

Division I
Opinion by JUDGE FURMAN
Taubman and Richman, JJ., concur

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

Court of Appeals No. 16CA0053
Weld County District Court No. 15CR0134
Honorable Marcelo A. Kopcaw, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Dustin Paul Wells,

Defendant-Appellant.

ORDER VACATED AND CASE
REMANDED WITH DIRECTIONS

Division I
Opinion by JUDGE RICHMAN
Taubman and Furman, JJ., concur

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

Court of Appeals No. 16CA0438
El Paso County District Court No. 14CR5696
Honorable David S. Prince, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Damian Brandon Johnston,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I
Opinion by JUDGE FURMAN
Taubman and Richman, JJ., concur

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

Court of Appeals No. 16CA0617 & 16CA0659
Pueblo County District Court No. 12JV448
Honorable Deborah R. Eyler, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of M.R. and D.M., Children,

and Concerning T.V.,

Respondent-Appellant,

and Spokane Tribe of Indians,

Intervenor-Appellant,

and A.F.M.,

Intervenor-Appellee.

JUDGMENT AFFIRMED

Division II
Opinion by JUDGE FURMAN
Dailey and Harris, JJ., concur

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

Court of Appeals No. 16CA1160
Jefferson County District Court No. 13CV32412
Honorable Margie L. Enquist, Judge

Selma Eikelenboom,

Plaintiff-Appellee,

v.

Leigh Ann Jordan,

Defendant-Appellant.

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

Division I
Opinion by JUDGE FURMAN
Taubman and Richman, JJ., concur

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

Court of Appeals No. 16CA1201
Larimer County District Court No. 15PR30000
Honorable Devin R. Odell, Judge

In re the Estate of Erich Paul Halbig, a/k/a Erich P. Halbig, deceased.

Roxanne Halbig, a/k/a Roxanne Servin,

Appellant,

and

Randall M. Willard and Robert Phillips, Jr.,

Attorneys-Appellants,

v.

Jacqueline Halbig von Schleppenbach and Nicole Halbig Hedrick,

Appellees.

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

Division I
Opinion by JUDGE FURMAN
Taubman and Richman, JJ., concur

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

Court of Appeals No. 16CA2069
Jefferson County District Court No. 11CV5254
Honorable Lily W. Oeffler, Judge

Janel K. Bryan,

Plaintiff-Appellant,

v.

Arthur Clark,

Defendant-Appellee.

JUDGMENT REVERSED AND CASE
REMANDED WITH DIRECTIONS

Division III
Opinion by JUDGE LICHTENSTEIN
Webb and Berger, JJ., concur

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

Court of Appeals No. 17CA0064
Custer County District Court No. 14CV4
Honorable Robert Freeman, Magistrate

Robert Klein,

Plaintiff-Appellant,

v.

Centennial Ranch and Aspen Mountain Ranch Association,

Defendant-Appellee.

ORDER AFFIRMED

Division II
Opinion by JUDGE WELLING
Dailey and Hawthorne, JJ., concur

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

Court of Appeals No. 17CA1173
Arapahoe County District Court No. 16JV220
Honorable Theresa M. Slade, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of J.B., J.C., and L.A., Children,

and Concerning J.A.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division A
Opinion by CHIEF JUDGE LOEB
Nieto* and Casebolt*, JJ., concur

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

P E T I T I O N S F O R R E H E A R I N G

[2017COA146M](#)

Court of Appeals No. [14CA0764](#)

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Nimroid Boles Folsom,

Defendant-Appellant.

Opinion Modified and
Petition for Rehearing DENIED

Court of Appeals No. 14CA2249

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jeritt Joseph Tardif, a/k/a Jeritt Joseph Tardiff,

Defendant-Appellant.

Petition for Rehearing DENIED

Court of Appeals No. 15CA0650

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Pete Archuleta,

Defendant-Appellant.

Petition for Rehearing DENIED

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

Court of Appeals No. 15CA1500

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ryan Darnell Cunningham,

Defendant-Appellant.

Petition for Rehearing DENIED

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

[2017COA143M](#)

Court of Appeals Nos. [16CA1361](#), [16CA1362](#) & [16CA1363](#)

Charles Alexander Robertson,

Petitioner-Appellee,

v.

The People of the State of Colorado,

Respondent-Appellant.

Opinion Modified and
Petition for Rehearing DENIED

*Sitting by assignment of the Chief Justice under provisions of Colo. Const. art. VI, § 5(3), and § 24-51-1105, C.R.S. 2017.