

*ANNOUNCEMENTS  
COLORADO COURT OF APPEALS  
April 12, 2018*

“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.

**UNPUBLISHED OPINIONS**

Court of Appeals No. 12CA1546  
El Paso County District Court No. 10CR3758  
Honorable Peter Booth, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jordan Lee Ellis,

Defendant-Appellant.

JUDGMENT AND SENTENCE AFFIRMED

Division I  
Opinion by JUDGE TAUBMAN  
Rothenberg\* and Nieto\*, JJ., concur

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

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Court of Appeals No. 14CA0645  
El Paso County District Court No. 12CR4703  
Honorable David S. Prince, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Mynor Oswaldo Roldan,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE TOW  
Webb and Terry, JJ., concur

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

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Court of Appeals No. 15CA1633  
Logan County District Court No. 14CR66  
Honorable Michael K. Singer, Judge  
Honorable Ruthanne Polidori, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Jason Lester Whitehead,

Defendant-Appellant.

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

Division II  
Opinion by JUDGE DAILEY  
Lichtenstein and Navarro, JJ., concur

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

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Court of Appeals No. 15CA1874  
El Paso County District Court No. 14CR3517  
Honorable David A. Gilbert, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Craig Edward Nelson,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE TAUBMAN  
Harris and Marquez\*, JJ., concur

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

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Court of Appeals No. 15CA1926  
Mesa County District Court No. 14CR1306  
Honorable Brian J. Flynn, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Daniel Derek Rosales,

Defendant-Appellant.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division I  
Opinion by JUDGE TAUBMAN  
Harris and Márquez\*, JJ., concur

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

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Court of Appeals No. 15CA1928  
Logan County District Court No. 11CR10  
Honorable Michael K. Singer, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Charles Fredrick Wade,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE TERRY  
Webb and Tow, JJ., concur

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

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Court of Appeals No. 16CA0443  
Jefferson County District Court No. 15CR522  
Honorable Dennis J. Hall, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Michael Charles Zink,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII  
Opinion by JUDGE BERNARD  
Berger and Vogt\*, JJ., concur

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

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Court of Appeals No. 16CA0526  
Adams County District Court No. 15CR87  
Honorable Thomas R. Ensor, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Nichole Renea Allen,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII  
Opinion by JUDGE BERNARD  
Berger and Freyre, JJ., concur

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

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Court of Appeals No. 16CA0896  
Elbert County District Court No. 15CR8  
Honorable Jeffrey K. Holmes, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Bruce Willis Rickey,

Defendant-Appellant.

JUDGMENT AFFIRMED IN PART  
AND CASE REMANDED WITH DIRECTIONS

Division IV  
Opinion by JUDGE J. JONES  
Richman and Plank\*, JJ., concur

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

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Court of Appeals No. 16CA0975  
Weld County District Court No. 15JV278  
Honorable Elizabeth B. Strobel, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of H.K.W., a Child,

and Concerning J.W. and A.M.,

Respondents-Appellants,

and

T.K. and J.M.,

Intervenors-Appellees

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE DAILEY  
J. Jones and Berger, JJ., concur

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

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Court of Appeals No. 16CA1268  
Larimer County District Court No. 00CR1263  
Honorable Julie K. Field, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Joseph P. Lucero,

Defendant-Appellant.

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

Division III  
Opinion by JUDGE TOW  
Webb and Terry, JJ., concur

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

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Court of Appeals No. 16CA1608  
Arapahoe County District Court No. 11CR504  
Honorable Peter F. Michaelson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Gordon L. Johnston,

Defendant-Appellant.

ORDER AFFIRMED

Division III  
Opinion by JUDGE TERRY  
Webb and Tow, JJ., concur

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

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Court of Appeals No. 16CA1637  
Douglas County District Court No. 15DR30615  
Honorable Natalie T. Chase, Judge

In re the Marriage of

Suzanne M. Kirzeder, f/k/a Suzanne M. Niemi,

Appellant,

and

John D. Niemi,

Appellee.

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

Division IV  
Opinion by JUDGE PLANK\*  
J. Jones and Richman, JJ., concur

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

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Court of Appeals No. 16CA1663  
San Miguel County District Court No. 09CV185  
Honorable Mary E. Deganhart, Judge

Richard “Chance” Leoff,

Plaintiff-Appellant,

v.

S & J Land Company LLC, a Colorado limited liability company; and Steve  
Finger,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division IV  
Opinion by JUDGE PLANK\*  
J. Jones and Richman, JJ., concur

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

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Court of Appeals No. 16CA1740  
Larimer County District Court No. 15CV30150  
Honorable Stephen E. Howard, Judge

Dry Ground LLC, a Colorado limited liability company,

Defendant-Appellant,

v.

Auto-Owners Insurance Company, a foreign corporation,

3rd Party Defendant-Appellee.

JUDGMENT REVERSED AND CASE  
REMANDED WITH DIRECTIONS

Division III  
Opinion by JUDGE TERRY  
Webb and Márquez\*, JJ., concur

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

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Court of Appeals No. 16CA1912  
Mesa County District Court No. 07CR1123  
Honorable Valerie J. Robison, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Ofelio Lorenzo Acosta,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division III  
Opinion by CHIEF JUDGE LOEB  
Nieto\* and Carparelli\*, JJ., concur

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

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Court of Appeals No. 16CA1928  
Arapahoe County District Court No. 06CR1235  
Honorable Peter F. Michaelson, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Alvin Sartain,

Defendant-Appellant.

ORDER AFFIRMED

Division III  
Opinion by JUDGE TERRY  
Webb and Rothenberg\*, JJ., concur

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

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Court of Appeals No. 16CA1938  
Alamosa County District Court No. 15CR296  
Honorable Michael A. Gonzales, Judge  
Honorable D.D. Mallard, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Vernon Martinez,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE NIETO\*  
Loeb, C.J., and Carparelli\*, J., concur

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

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Court of Appeals No. 16CA2039  
Logan County District Court No. 15CR95  
Honorable Kevin L. Hoyer, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Aberaham Isaac Feser,

Defendant-Appellant.

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

Division VII  
Opinion by JUDGE BERNARD  
Berger and Freyre, JJ., concur

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

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Court of Appeals No. 16CA2053  
Adams County District Court No. 09CR874  
Honorable Donald S. Quick, Judge  
Honorable Francis C. Wasserman, Judge

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Angel Lopez,

Defendant-Appellant.

APPEAL DISMISSED IN PART  
AND ORDER AFFIRMED

Division VII  
Opinion by JUDGE BERGER  
Bernard and Freyre, JJ., concur

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

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Court of Appeals No. 16CA2057  
Weld County District Court No. 10CR2120  
Honorable Thomas J. Quammen, Judge

The People of the State of Colorado,

Plaintiff-Appellant,

v.

Scott David Walker,

Defendant-Appellee.

ORDER AFFIRMED

Division II  
Opinion by JUDGE DAVIDSON\*  
Lichtenstein, and Navarro, JJ., concur

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

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Court of Appeals No. 16CA2066  
City and County of Denver District Court No. 16CV154  
Honorable Elizabeth A. Starrs, Judge

Jesus Sanchez-Bernal,

Plaintiff-Appellant,

v.

Frank I. Scheitler,

Defendant-Appellee.

JUDGMENT AFFIRMED

Division III  
Opinion by JUDGE TOW  
Webb and Terry, JJ., concur

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

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Court of Appeals No. 16CA2241  
Fremont County District Court No. 16CV95  
Honorable Robert Freeman, Magistrate

Joseph Lujan,

Plaintiff-Appellant,

v.

Rick Raemisch, Executive Director of the Colorado Department of Corrections;  
Randy Lind, Warden of the Colorado Territorial Correctional Facility; Colorado  
State Parole Board; Joe Morales; and Sex Offender Management Board,

Defendant-Appellees.

JUDGMENT AFFIRMED

Division VI  
Opinion by JUDGE FOX  
Furman and Ashby, JJ., concur

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

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Court of Appeals No. 16CA2242  
Fremont County District Court No. 16CV94  
Honorable Robert Freeman, Magistrate

Floyd Allen,

Plaintiff-Appellant,

v.

Rick Raemisch, Executive Director of the Colorado Department of Corrections;  
Randy Lind, Warden of the Colorado Territorial Correctional Facility; Colorado  
State Parole Board; Joe Morales; and Sex Offender Management Board,

Defendants-Appellees.

JUDGMENT AFFIRMED

Division VI  
Opinion by JUDGE ASHBY  
Furman and Fox, JJ., concur

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

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Court of Appeals No. 17CA0050  
Adams County District Court No. 15JV71  
Honorable Jill-Ellyn Straus, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning M.G., and C.J.W.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division A  
Opinion by JUDGE ROTHENBERG\*  
Loeb, C.J., and Nieto\*, J., concur

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

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Court of Appeals No. 17CA0078  
City and County of Denver District Court No. 15CV30352  
Honorable Michael A. Martinez, Judge

Myrtle Ireson and Virginia Hoeckele,

Plaintiffs-Appellees,

v.

Robert K. Hirsch, Belinda A. Begley, and the Belinda A. Begley and Robert K. Hirsch Trust,

Defendants-Appellants.

JUDGMENT AND ORDER AFFIRMED

Division II  
Opinion by JUDGE NAVARRO  
Dailey and Lichtenstein, JJ., concur

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

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Court of Appeals No. 17CA0182  
Montrose County District Court No. 15JV81  
Honorable David S. Westfall, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of C.A., Child,

and Concerning R.A. and N.C.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division IV  
Opinion by JUDGE HAWTHORNE  
J. Jones and Richman, JJ., concur

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

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Court of Appeals No. 17CA0320  
Arapahoe County District Court No. 08DR2447  
Honorable Elizabeth Beebe Volz, Judge

In re the Marriage of

Paul R. Burcham,

Appellee,

and

Jeana Sue Burcham, n/k/a Jeana Alldredge,

Appellant.

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

Division II  
Opinion by JUDGE DAILEY  
Lichtenstein and Navarro, JJ., concur

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

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Court of Appeals No. 17CA0668  
Jefferson County District Court No. 16CV30422  
Honorable Margie L. Enquist, Judge

David Anderson and Marjorie Anderson,

Plaintiffs-Appellees,

v.

Apex Roofing Consultants, LLC,

Defendant-Appellant.

JUDGMENT AFFIRMED

Division VII  
Opinion by JUDGE BERNARD  
Berger and Freyre, JJ., concur

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

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Court of Appeals No. 17CA0801  
Mesa County District Court No. 16DR30160  
Honorable Valerie J. Robison, Judge

In re the Marriage of

Vicki Filz,

Appellee,

and

Nicholas Filz,

Appellant.

JUDGMENT AFFIRMED

Division II  
Opinion by JUDGE LICHTENSTEIN  
Dailey and Navarro, JJ., concur

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

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Court of Appeals No. 17CA0808  
City and County of Denver District Court No. 16CV407  
Honorable Jay S. Grant, Judge

Dmitry Katsel,

Plaintiff-Appellant,

v.

Auto-Owners Insurance Company, a parent company, d/b/a Owners  
Insurance Company,

Defendant-Appellee.

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

Division V  
Opinion by JUDGE ROMÁN  
Welling and Vogt\*, JJ., concur

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

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Court of Appeals No. 17CA0986  
Jefferson County District Court No. 16CV31276  
Honorable Diego G. Hunt, Judge

IWS Group LLC, n/k/a Denver Print House, Inc., a Colorado corporation,  
Plaintiff-Appellant,

v.

William Kidston,

Defendant-Appellee.

ORDERS AFFIRMED

Division VI  
Opinion by JUDGE NIETO\*  
Bernard and Freyre, JJ., concur

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

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Court of Appeals No. 17CA0997  
Logan County District Court No. 15JV26  
Honorable Carl S. McGuire, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of S.T., L.T., Sh.T., and K.T., Children,

and Concerning A.T. and A.W.T.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division VII  
Opinion by JUDGE FREYRE  
Bernard and Berger, JJ., concur

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

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Court of Appeals No. 17CA1016  
Arapahoe County District Court No. 16CV434  
Honorable Elizabeth Beebe Volz, Judge

Ronald A. Vashone-Caruso, a/k/a Abdul-Maalik F. Saadiqi,

Plaintiff-Appellant,

v.

Colorado Muslim Society, a Colorado nonprofit organization; Shafi N. Abdul-Aziz, individually and in his official capacity as Imam (Cleric) of The Colorado Muslim Society; Amanullah Mommandi, individually and in official capacity as member of the Shurah (Board of Directors) and the Colorado Muslim Society, Alam Arain, individually and in official capacity as member of the Shurah (Board of Directors) and the Colorado Muslim Society, Dahir Harjuma, individually and in official capacity as member of the Shurah (Board of Directors) and the Colorado Muslim Society, Dino Kadir, individually and in official capacity as member of the Shurah (Board of Directors) and the Colorado Muslim Society, Dahir Egle, individually and in official capacity as member of the Shurah (Board of Directors) and the Colorado Muslim Society, Mian Nawaz, individually and in official capacity as member of the Shurah (Board of Directors) and the Colorado Muslim Society, Emamudin Ghiasi, individually and in official capacity as member of the Shurah (Board of Directors) and the Colorado Muslim Society, Mohammed Fassehudin, individually and in official capacity as member of the Shurah (Board of Directors) and the Colorado Muslim Society; George W. Smith, a/k/a Adam Abdullah; and Rahimah Gorden,

Defendants-Appellees.

JUDGMENT VACATED AND CASE  
REMANDED WITH DIRECTIONS

Division II  
Opinion by JUDGE DAILEY  
Lichtenstein and Navarro, JJ., concur

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

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Court of Appeals No. 17CA1089  
Jefferson County District Court No. 16CV30654  
Honorable Diego G. Hunt, Judge

Laurie Nakauchi,

Plaintiff-Appellant,

v.

Alvin Tafoya, in his official capacity as Director of Child Support Services for Jefferson County, Colorado; Yvette Gallegos, in her official capacity as an employee of Child Support Services; Larry Desbien, in his official capacity as state Director of Colorado Child Support Services; Reggie Bicha, in his official capacity as Executive Director of the Colorado Department of Human Services;

Defendants-Appellees.

JUDGMENT REVERSED AND CASE  
REMANDED WITH INSTRUCTIONS

Division IV  
Opinion by JUDGE RICHMAN  
Plank\* and Carparelli\*, JJ., concur

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

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Court of Appeals No. 17CA1254  
Mesa County District Court No. 14JV315  
Honorable Valerie J. Robison, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning C.M. and T.M.W.,

Respondent-Appellants.

APPEAL DISMISSED IN PART AND JUDGMENT AFFIRMED

Division IV  
Opinion by JUDGE J. JONES  
Hawthorne and Richman, JJ., concur

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

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Court of Appeals No. 17CA1255  
Mesa County District Court No. 16JV107  
Honorable Valerie J. Robison, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of Zo.M., and Zu.M., Children,

and Concerning C.M. and T.W.,

Respondents-Appellants.

JUDGMENT AFFIRMED

Division IV  
Opinion by JUDGE RICHMAN  
Hawthorne and J. Jones, JJ., concur

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

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Court of Appeals No. 17CA1533  
El Paso County District Court No. 16JV1218  
Honorable G. David Miller, Judge

The People of the State of Colorado,

Petitioner-Appellee,

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

and Concerning T.D.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division VII  
Opinion by JUDGE BERGER  
Bernard and Freyre, JJ., concur

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

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Court of Appeals No. 17CA1550  
Arapahoe County District Court No. 16JV867  
Honorable Theresa M. Slade, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of K.S., Jr., a Child,

and Concerning S.S.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division I  
Opinion by JUDGE HARRIS  
Taubman and Rothenberg\*, JJ., concur

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

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Court of Appeals No. 17CA1717  
Adams County District Court No. 16JV168  
Honorable Katherine R. Delgado, Judge

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of K.P., a Child

and Concerning T.C.P.,

Respondent-Appellant.

JUDGMENT AFFIRMED

Division VII  
Opinion by JUDGE FREYRE  
Bernard and Berger, JJ., concur

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

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

Court of Appeals No. 15CA0590

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Dean Carbajal,

Defendant-Appellant.

Petition for Rehearing DENIED

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

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Court of Appeals No. 15CA1775

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of L.J.K.,

Juvenile-Appellant.

Opinion Modified and  
Petition for Rehearing DENIED

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

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Court of Appeals No. 15CA2090

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Kevin James O'Rourke,

Defendant-Appellant.

Petition for Rehearing DENIED

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

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Court of Appeals No. 16CA0060

In re the Marriage of

Marion Summers,

Appellee,

and

Fritz Sturges,

Appellant,

and Concerning Michael W. Baty,

Attorney-Appellant.

Petitions for Rehearing DENIED

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

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Court of Appeals No. 16CA0151

The People of the State of Colorado,

Plaintiff-Appellee,

v.

Eusebio Montero-Romero,

Defendant-Appellant.

Petition for Rehearing DENIED

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

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Court of Appeals No. 16CA1446

The People of the State of Colorado,

Petitioner-Appellee,

In the Interest of J.C.,

Juvenile-Appellant.

Petition for Rehearing DENIED

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Court of Appeals No. 17CA0015

Mountain Land Construction Company,

Plaintiff-Appellant,

v.

Darren M. Hesse and Michelle A. Hesse,

Defendants-Appellees.

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. 2017.