

**CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
MONDAY, APRIL 30, 2018**

"Slip opinions" are the opinions delivered by the Supreme Court Justices and are subject to modification, rehearing, withdrawal, or clerical corrections. Modifications to previously posted opinions will be linked to the case number in the petition for rehearing section the day the changes are announced.

Click on the case number to view the opinion in pdf format.

OPINIONS

[2018 CO 31](#)

[Supreme Court Case No. 16SC970](#)

*Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 16CA685*

Petitioner:

The People of the State of Colorado,

In the Interest of Minor Child:

R.S.

v.

Respondents:

G.S. and D.S.

Dismissal Affirmed

en banc

JUSTICE MÁRQUEZ delivered the Opinion of the Court.
JUSTICE COATS concurs in the judgment.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

[2018 CO 32](#)

[Supreme Court Case No. 15SC326](#)
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 12CA1386

Petitioner/Cross-Respondent:

The People of the State of Colorado,

v.

Respondent/Cross-Petitioner:

David Delbert Rediger.

Judgment Affirmed in Part and Reversed in Part
en banc

JUSTICE GABRIEL delivered the Opinion of the Court.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

[2018 CO 33](#)

[Supreme Court Case No. 16SC313](#)
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 14CA2164

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Adam Isolano Smith.

Judgment Reversed
en banc

JUSTICE GABRIEL delivered the Opinion of the Court.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

[2018 CO 34](#)

[Supreme Court Case No. 16SC287](#)

Certiorari to the Colorado Court of Appeals

Court of Appeals Case Nos. 14CA2454, 14CA2455, 14CA2456, & 14CA2457

Petitioner:

The People of the State of Colorado

In the Interest of Minor Children:

L.M., E.M., and E.J.M.,

and Concerning Respondent:

L.G.M.

Judgment Affirmed

en banc

JUSTICE GABRIEL delivered the Opinion of the Court.

JUSTICE BOATRIGHT dissents and **JUSTICE COATS** joins in the dissent.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

2018 CO 35

Supreme Court Case No. 17SA110

Interlocutory Appeal from the District Court

District Court, City and County of Denver, Case No. 16CR7255

Honorable Andrew P. McCallin, Judge

Plaintiff-Appellant:

The People of the State of Colorado,

v.

Defendant-Appellee:

Bobby L. Taylor.

Order Reversed

en banc

JUSTICE HART delivered the Opinion of the Court.

GRANTED PETITIONS FOR WRIT OF CERTIORARI

No. 17SC708, Court of Appeals Case No. 16CA1473

Petitioner:

Francisco "Frank" Ruybalid IV,

v.

Respondents:

Board of County Commissioners of the County of Huerfano County, Colorado; Gerald Cisneros, Ray Garcia and Max Vezanni, in their capacities as Members of the Huerfano Board of County Commissioners; Board of County Commissioners of the County of Las Animas County, Colorado; and Anthony Abeyta, Gary D. Hill and Mack Loudon, in their capacities as Members of the Las Animas Board of County Commissioners.

Petition for Writ of Certiorari GRANTED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

Summary of the Issues:

[REFRAMED] Whether the court of appeals erred in upholding the trial court’s dismissal of the case for failure to state a claim based on its conclusion that Ruybalid did not plead facts sufficient to show that the expenses were incurred in his official duties and for the benefit of the counties.

[REFRAMED] Whether the court of appeals erred in holding that the “expenses” for which a district attorney is entitled to reimbursement by the counties of his district, according to section 20-1-303, C.R.S. (2017), cannot include attorney’s fees and litigation costs, regardless of the nature of the litigation against which the district attorney must defend.

DENIED AS TO ALL OTHER ISSUES.

DENIED PETITIONS FOR WRIT OF CERTIORARI

Case No. 17SC691, Court of Appeals Case No. 15CA717

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Coleman Backstrom Stewart.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 17SC711, Court of Appeals Case No. 16CA1156

Petitioner:

G&T Enterprises, P.C.,

v.

Respondent:

Trans-Western Management Group, Inc.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 17SC781, Court of Appeals Case No. 16CA1351

Petitioner:

Edward Lee Mulcahy, Jr.,

v.

Respondent:

Aspen/Pitkin County Housing Authority, a multi-jurisdictional housing authority.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 17SC803, Court of Appeals Case No. 16CA1025

In re the Marriage of

Petitioner:

Noel Lovett,

and

Respondent:

Stella Lynda Lovett.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 17SC891, Court of Appeals Case No. 15CA1092

Petitioner:

Martin Carlos Betancourt,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 18SC209, Court of Appeals Case No. 17CA1344

Petitioner:

A.W.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

E.S.W.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

No. 18SC230, Court of Appeals Case No. 17CA652

Petitioner:

The People of the State of Colorado,

In the Interest of Minor Child:

B.C.,

and Concerning

Respondent:

L.T.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 18SC235, Court of Appeals Case No. 17CA701

Petitioner:

V.L.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Children:

M.H., A.H., and K.H.

Petition for Writ of Certiorari DENIED. EN BANC.
