

<p>DISTRICT COURT, GRAND COUNTY, COLORADO  Court Address:  307 Moffat Ave., Hot Sulphur Springs, CO 80451</p>	<p>DATE FILED  July 26, 2024 3:20 PM  FILING ID: 44D6A578CD862  CASE NUMBER: 2021CV30008</p> <p style="text-align: center;">▲ COURT USE ONLY ▲</p>
<p><b>Plaintiff:</b> GRANBY RANCH METROPOLITAN DISTRICT, a quasi-municipal corporation and political subdivision of the State of Colorado</p> <p>v.</p> <p><b>Defendants:</b> HEADWATERS METROPOLITAN DISTRICT, a quasi-municipal corporation and political subdivision of the State of Colorado; GRAY JAY VENTURES, LLC.; REDWOOD CAPITAL FINANCE CO., LLC, GRANBY PRENTICE, LLC; AND GR TERRA LLC.</p>	
<p><i>Attorneys for Plaintiff:</i>  David K. TeSelle, Reg. No. 29648  Lisa R. Marks, Reg. No. 31683  D. Dean Batchelder, Reg. No. 38425  Patrick M. Sweet, Reg. No. 51130  Burg Simpson Eldredge Hersh &amp; Jardine, P.C.  40 Inverness Drive East  Englewood, CO 80112  Phone No.: (303) 792-5595  Email: <a href="mailto:dteselle@burgsimpson.com">dteselle@burgsimpson.com</a>  <a href="mailto:lmarks@burgsimpson.com">lmarks@burgsimpson.com</a>  <a href="mailto:dbatchelder@burgsimpson.com">dbatchelder@burgsimpson.com</a>  <a href="mailto:psweet@burgsimpson.com">psweet@burgsimpson.com</a></p>	<p>Case Number: 2021CV30008</p> <p>Div.: 1</p>
<p><b>GRMD'S <u>UNOPPOSED</u> MOTION FOR ENLARGEMENT OF TIME</b></p>	

Plaintiff, Granby Ranch Metropolitan District (“GRMD”), by and through its attorneys, Burg Simpson Eldredge Hersh & Jardine, P.C., respectfully submits this Unopposed Motion for Enlargement of Time (“Motion”), and states, as follows:

**CERTIFICATE OF C.R.C.P. 121(c) § 1-15(8) CONFERRAL**

Counsel for GRMD conferred with counsel for Defendants / Counterclaim Plaintiffs Headwaters Metropolitan District (“Headwaters”) and GR Terra LLC (“GR Terra”), regarding this Motion and is authorized to state they do not oppose the relief requested herein.

1. The Court, following an unopposed motion for an enlargement of time, set July 11, 2024, as the deadline for parties to file CRCP 56 motions. *See* Order dated June 20, 2024 (setting same).

2. The parties’ current CRCP 56 response deadline is August 1, 2024, and the parties’ current CRCP 56 reply deadline is August 8, 2024, one week later.

3. The parties have conferred and GRMD respectfully requests, and Headwaters and GR Terra do not oppose this request, additional time for the parties to file their responses and replies.

4. Specifically, GRMD requests that the parties’ response deadline be extended by two weeks to August 15, 2024, and that the parties’ reply deadline be extended until two weeks after that to August 29, 2024.

5. This request will not prejudice any party and in fact will benefit all parties and the Court.

6. This request is the first made for these deadlines and it will not materially delay or negatively impact resolution of the issues in dispute.

7. There is good cause for this request given counsel’s heavy workload and, more importantly, the need for sufficient time to address the various issues presented in the parties’ respective dispositive motions.

8. A proposed order is attached for the Court's convenience.

WHEREFORE, GRMD respectfully requests that the parties' CRCP 56 response deadline be extended up to and including August 15, 2024, and the parties' CRCP 56 reply deadline be extended up to and including August 29, 2024.

Respectfully submitted July 26, 2024.

**BURG SIMPSON  
ELDREDGE HERSH & JARDINE, P.C.**

*Duly signed original is on file in this office and available for inspection and/or copying upon request.*

*/s/ D. Dean Batchelder*

David K. TeSelle, Reg. No. 29648

Lisa R. Marks, Reg. No. 31683

D. Dean Batchelder, Reg. No. 38425

Patrick M. Sweet, Reg. No. 51130

**CERTIFICATE OF SERVICE**

I certify that on July 26, 2024, a true and correct copy of this **GRMD'S UNOPPOSED**  
**MOTION FOR ENLARGEMENT OF TIME** was filed and served upon all counsel of record  
via CCE.

*Duly signed original is on file in this office and available for  
inspection and/or copying upon request.*

*/s/ D. Dean Batchelder* \_\_\_\_\_  
D. Dean Batchelder

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<b>ORDER GRANTING GRMD'S UNOPPOSED MOTION REGARDING ITS MOTION FOR PARTIAL SUMMARY JUDGMENT</b>	

THIS MATTER, having come before the Court on Plaintiff Granby Ranch Metropolitan District's Unopposed Motion for Enlargement of Time and the Court having reviewing Motion and any response and reply thereto, and been fully advised herein, hereby:

GRANTS the Motion: the parties' CRCP 56 response deadline is extended up to and including August 15, 2024, and the parties' CRCP 56 reply deadline is extended up to and including August 29, 2024.

DATED: \_\_\_\_\_

BY THE COURT:

\_\_\_\_\_  
 DISTRICT COURT JUDGE