

DISTRICT COURT, GRAND COUNTY, COLORADO 307 Moffat Avenue Hot Sulphur Springs, CO 80451	DATE FILED July 16, 2025 5:10 PM FILING ID: 83B5CCA19E7F7 CASE NUMBER: 2021CV30008
<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 style="text-align: center;"><b>▲ COURT USE ONLY ▲</b></p>
<p><i>Attorneys for Headwaters Metropolitan District and GR Terra LLC:</i>          Jamie H. Steiner, #49304          JoAnn T. Sandifer (<i>Admitted Pro Hac Vice</i>)          Husch Blackwell LLP          1801 Wewatta St., Suite 1000          Denver, CO 80202          Phone: 303-749-7200          Fax: 303-749-7272          E-mail: jamie.steiner@huschblackwell.com          joann.sandifer@huschblackwell.com</p>	
<p><b>HEADWATERS’ <u>UNOPPOSED</u> MOTION TO REINSTATE THE ORIGINAL DEADLINE FOR ITS REPLY IN SUPPORT OF ITS MOTION FOR ATTORNEYS’ FEES AND COSTS AND SUPPORTING MATERIALS</b></p>	

Defendant, Headwaters’ Metropolitan District (“Headwaters”), by and through its attorneys, Husch Blackwell LLC, respectfully submits this Unopposed Motion to reinstate its 21 days to Reply in Support of its Motion for Award of Damages, making its Reply due on **July 24, 2025** (rather than July 17), and states as follows:

**CERTIFICATION PURSUANT TO C.R.C.P. 121(c) § 1-15 (8) CONFERRAL**

Counsel for Headwaters has conferred with counsel for Plaintiff/Counterclaim Defendant Granby Ranch Metropolitan District (“GRMD”) regarding this Motion and is authorized to state that GRMD *consents* to reinstating the original filing deadline provided by the Court for the Headwaters to file its Reply Motion in Support of its Motion for Award of Damages and any supporting materials, which is 21 days after GRMD’s response brief (**July 24, 2025**).

**BACKGROUND AND REQUEST FOR AN ENLARGEMENT OF TIME**

1. On March 27, 2025, the Court entered an Order approving the stipulation regarding dismissal of certain claims and process for resolution of remaining claims and issues. In that Order, the Court set a briefing schedule for recovery of attorneys’ fees and costs:

- a. Headwaters’ opening motion would be filed within 45 days of entry of the Order (May 12, 2025);
- b. GRMD’s response would be filed within 35 days of the opening motion;
- c. **“Headwaters’ reply brief and supporting materials will be filed within 21 days of GRMD’s response in opposition”**; and
- d. Any party may request a hearing within 14 days of Headwaters’ reply brief.

*See* March 27, 2025 Order.

2. On May 12, 2025, Headwaters filed its motion for an award of damages and supporting materials.

3. GRMD thereafter filed its unopposed motion for enlargement of time to file its response to Headwaters’ motion for an award of damages, extending that timeframe until **July 3, 2025**. **GRMD filed its response and supporting exhibits on July 3, 2025.**

4. Headwaters’ Counsel inadvertently docketed its reply in support of its motion for

damages to be due on July 10, 2025, without taking into account the 21 days that the Court had previously afforded for filing this Reply brief. In doing so, Headwaters' limited its own time to create a filing deadline of July 17, 2025, which the Court signed off on what Headwaters' thought was a one-week enlargement.

5. In drafting the Reply, Headwaters' realized its mistake with docketing. The Court's March 28, 2025 Order gives Headwaters **21 days** to reply in support of its Motion for Attorneys Fees, which gives Headwaters **until July 24<sup>th</sup>** rather than July 17<sup>th</sup>.

6. Because of the complexity of the issues and competing deadlines, and because the Court originally afforded Headwaters 21 days to reply, Headwaters respectfully requests that the original deadline for its Reply and supporting materials be reinstated to **July 24, 2025**.

7. No party will be prejudiced by the granting of this extension and the resolution of this matter will not be materially delayed.

WHEREFORE, Headwaters respectfully requests that the original deadline for its Reply in Support of its Motion for Attorneys' Fees and Costs and supporting materials be reinstated to **July 24, 2025**.

Dated: July 16, 2025

HUSCH BLACKWELL LLP

/s/ Jamie H. Steiner

Jamie H. Steiner, #49304

JoAnn T. Sandifer (Admitted Pro Hac Vice)

*Attorneys for Defendants Headwaters*

*Metropolitan District and GR Terra LLC*



**CERTIFICATE OF SERVICE**

I hereby certify that on July 16, 2025 a true and correct copy of the foregoing **HEADWATERS' UNOPPOSED MOTION TO REINSTATE THE ORIGINAL DEADLINE FOR ITS REPLY IN SUPPORT OF ITS MOTION FOR ATTORNEYS' FEES AND COSTS AND SUPPORTING MATERIALS** was served via the Colorado Courts e-filing system addressed to the following:

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*/s/ Ann Stolfa*  
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