

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No. 1:23-cv-01351-RMR-STV

GRCO LLC, a Missouri limited liability company,

Plaintiff,

v.

GRANBY RANCH METROPOLITAN DISTRICT, a quasi-municipal corporation
and political subdivision of the State of Colorado,

Defendant.

DEFENDANT’S UNOPPOSED MOTION TO AMEND SCHEDULING ORDER

Defendant Granby Ranch Metropolitan District, by and through counsel William T. O’Connell, III and Saugat K. Thapa of Wells, Anderson & Race, LLC, hereby submits its Unopposed Motion to Amend Scheduling Order and states as follows:

CERTIFICATE OF CONFERRAL PURSUANT TO D.C.COLO.LCivR 7.1(a)

Undersigned counsel conferred with Plaintiff’s counsel JoAnn Sandifer regarding the relief requested in this Motion. This Motion is unopposed.

1. The current remaining case deadlines are: Expert disclosures - 10/22/2024; Service of interrogatories, requests for production of documents and/or admissions - 11/8/2024; Rebuttal expert disclosures - 11/25/2024; Discovery cut-off - 12/23/2024 and Notice of Intent to file Dispositive Motions - 1/3/2025. [Doc. No. 63].

2. The parties have been working cooperatively to complete discovery in a timely manner; however, they are still completing fact discovery that is relevant to expert opinions. As

such, the parties are in need of a brief extension of the remaining case deadlines and respectfully request that that Court reset those deadlines as follows:

- Expert disclosures from 10/22/24 to 11/22/24
- Service of written discovery from 11/8/24 to 12/6/24
- Rebuttal expert disclosures from 11/25/24 to 12/23/24
- Discovery cut-off from 12/23/24 to 1/27/25 (for the sole purpose of completing expert depositions)
- Notice of intent to file dispositive motions from 1/3/25 to 2/10/25

3. Defendant's request is made in good faith and for good cause and not for any dilatory or improper purpose.

4. Plaintiff does not object to the extension and will not be prejudiced by it.

5. The requested extensions of the remaining case deadlines will not unduly affect the efficient administration of the case. A Final Pretrial Conference has not been set and the case is not set for trial.

6. This is the third request to amend the Scheduling Order. Plaintiff's Unopposed Motion to Modify Scheduling Order was filed on February 9, 2024 and granted that same day. [Doc. Nos. 46 & 48]. A Joint Motion to Modify Scheduling Order was filed July 22, 2024 [Doc. No. 61] and granted on July 26, 2024 [Doc. No. 63].

7. Pursuant to D.C.COLO.LCivR 6.1(c), a copy of this Motion will be served contemporaneously by undersigned counsel on Defendant.

WHEREFORE, Defendant Granby Ranch Metropolitan District respectfully requests that the Scheduling Order be amended to extend the following deadlines: expert disclosures from 10/22/24 to 11/22/24; service of written discovery from 11/8/24 to 12/6/24; rebuttal expert disclosures from 11/25/24 to 12/23/24; discovery cut-off from 12/23/24 to 1/27/25 (for the sole purpose of completing expert depositions) and notice of intent to file dispositive motions from 1/3/25 to 2/10/25.

Dated this 8th day of October, 2024.

Respectfully submitted,

s/ William T. O'Connell, III

William T. O'Connell, III

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ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

I hereby certify that on October 8, 2024, I electronically filed the foregoing, **DEFENDANT'S UNOPPOSED MOTION TO AMEND SCHEDULING ORDER** with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

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