

DISTRICT COURT, GRAND COUNTY, COLORADO 307 Moffat Avenue Hot Sulphur Springs, CO 80451	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
<p>Plaintiff: GRANBY RANCH METROPOLITAN DISTRICT, a quasi-municipal corporation and political subdivision of the State of Colorado,</p> <p>v.</p> <p>Defendants: 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 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>	
UNOPPOSED MOTION TO EXCEED PAGE LIMIT	

Case No. 2021CV30008

Division 1

Defendants Headwaters Metropolitan District (“Headwaters”) and GR Terra LLC (“GR Terra”), seek leave of Court to exceed the page limit imposed by C.R.C.P. 121, § 1-15(1)(a), and state the following in support:

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

Undersigned counsel has conferred with Plaintiff’s counsel regarding this motion. Plaintiff’s counsel does not oppose the requested relief.

1. Headwaters and GR Terra are filing a joint Renewed Motion to Dismiss for Lack of Standing pursuant to C.R.C.P. 12(b)(1) as well as separate Motions for Summary Judgment pursuant to C.R.C.P. 56. The Motions seek dismissal or judgment in their favor on all claims against these two defendants. All of these Motions are filed herewith.

2. Defendants Gray Jay Ventures, LLC and Granby Prentice LLC plan to join into the Motions to Dismiss and portions of the Summary Judgment motions, without repeating the facts and arguments contained in those motions.

3. For brevity and ease of reference for the Court and the parties, Headwaters and GR Terra are filing a separate pleading that contains the Statement of Facts in support of the Motion to Dismiss and Motions for Summary Judgment (collectively the “Motions”). The Statement of Facts will have attached to it any exhibits referenced in the Motions.

4. Due to the overlap in facts and legal arguments, for the purpose of judicial economy and convenience of the Court and parties, Headwaters and GR Terra are requesting relief from the Court to file three Motions, ranging from approximately 17 – 20 pages, exclusive of the case caption and signature block, and the Statement of Facts, which is approximately 15 pages, exclusive of the case caption and signature block, instead of the three 25-page motions.

5. GRMD has filed four claims against Headwaters and GR Terra, based upon facts and documents spanning from 2003 to the present. Though styled as one count, GRMD’s breach of contract claim against Headwaters asserts breach of five different documents. The Complaint, amended four times, contains numerous exhibits. The extra pages requested herein are necessary to set forth the relevant facts and governing law relating to these four claims and the multiple reasons why those claims fail as a matter of law.

WHEREFORE, Headwaters and GR Terra respectfully request leave of Court to exceed the page limit imposed per C.R.C.P. 121, § 1-15(1)(a) as set above.

Dated: January 25, 2023

HUSCH BLACKWELL LLP

/s/ Jamie H. Steiner

Jamie H. Steiner, #49304

JoAnn T. Sandifer (Admitted Pro Hac Vice)

Attorneys for Defendant GR Terra LLC

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **UNOPPOSED MOTION TO EXCEED PAGE LIMIT** was served via the Colorado Courts e-filing system on this 25th day of January 2023, addressed to the following:

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