

DISTRICT COURT, GRAND COUNTY, COLORADO PO Box 192/307 Moffat Avenue Hot Sulphur Springs, CO 80451 970-725-3357	DATE FILED: March 26, 2023 CASE NUMBER: 2021CV30008
Plaintiff: GRANBY RANCH METROPOLITAN DISTRICT, a quasi-municipal corporation and political subdivision of the State of Colorado, v. 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 style="text-align: center;">▲ COURT USE ONLY ▲</p>
	Case No. 2021CV30008 Division 1
ORDER SUA SPONTE VACATING THE TEN-DAY TRIAL TO THE COURT IN THIS MATTER SCHEDULED TO BEGIN ON APRIL 24, 2023; ORDER DENYING THE PARTIES' REQUEST TO SET A PRE-TRIAL CONFERENCE; ORDER DENYING AS MOOT THE DEFENDANTS' MOTION TO CONTINUE TRIAL	

The Court is in receipt of and reviewed the Plaintiff Granby Ranch Metropolitan District (the "Plaintiff") and the Defendants Headwaters Metropolitan District, Gray Jay Ventures, LLC, Granby Prentice, LLC, and GR Terra, LLC's (the "Defendants") Joint Notice to Set Pre-Trial Conference, filed by the parties on March 21, 2023. The Court also reviewed the Defendants' Motion to Continue Trial, filed by the Defendants on March 14, 2023. The Defendants' Motion to Continue Trial is not yet ripe for ruling. The Court finds and rules as follows:

The Court is fully aware that this case is, on or about the date of this order, twenty-five months old.

The Court, sua sponte, vacates the ten-day Trial to the Court in this matter that is set to begin on April 24, 2023, at 8:00 a.m. so the Court can rule on the six currently pending dispositive motions in this matter. In January and February of 2023, all parties to this matter filed dispositive motions. These motions are lengthy and complex. Some of the documents in the motions practice, with the Court's permission, exceed the page limit requirement found in the Colorado Rules of Civil Procedure. Various parties, including the Plaintiff, then asked for extensions of time to file response or replies to these dispositive motions. The Court granted every request for an extension of time to file a response or a reply, but the Court warned the

parties, in each of the Court's orders, that the parties were placing their trial date in jeopardy, given this Court's docket and caseload. The last of these dispositive motions did not become ripe until March 22, 2023. In an effort to try to rule before the parties' April 24, 2023, Trial to the Court, this Court sent the dispositive motions to the invaluable legal research attorneys that work for the Fourteenth Judicial District to get a head start on the legal research this Court would need to rule on the parties' motions. Given the extensions requested by the parties and granted by the Court, however, all the legal research will not be complete until the week of March 27, 2023. In addition, this case is not the only case assigned to this judge. If it were, the Court could complete its rulings in a more timely manner, however, this Court has four days of docket scheduled the week of April 3, 2023, a long planned anniversary trip the week of April 10, 2023, (during which this judge hopes not to work), and a full week of three different family law hearings scheduled the week of April 17, 2023 (this judge had planned to attend a seminar the week of April 17, 2023, but this judge withdrew from the seminar because the judge needed the seminar days to hold family law hearings). This judge runs a general docket in a rural area. This Court has a great deal of paperwork, that more than replenishes every day. This Court also has two dispositive motions in other civil cases, that were ripe before the dispositive motions in this case became ripe, upon which the Court must rule before turning to the motions in this case. This Court simply cannot complete its rulings on the parties' six pending dispositive motions prior to the parties' April 24, 2023, Trial to the Court.

Further, the parties motions ask the Court to pare down the parties' claims. The parties should have this Court's rulings on their pending dispositive motions before the parties begin their trial preparation.

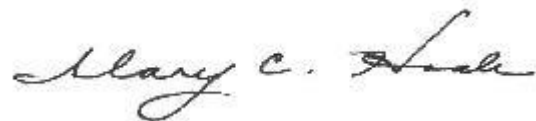
This Court makes no promises, but this Court believes it can rule on the six pending dispositive motions before the end of May 2023. The Court hopes it will rule earlier than the end of May 2023. The Court promises that, aside from this judge's one-week vacation, this judge will work diligently on this matter, although this judge must work on other matters as well.

The Court sets a review without appearances on May 1, 2023, at 9:00 a.m. to advise the parties of the status of the Court's ruling and to determine whether to set further proceedings and, if so, what those proceedings will be.

As a result of this ruling, the Court denies as moot the Defendants' Motion to Continue Trial and the Court declines to set a pre-trial conference (which would actually be a Trial Management Conference) at this time pursuant to the parties' Joint Notice to Set Pre-Trial Conference.

Dated this 26th day of March, 2023.

BY THE COURT:



District Court Judge Mary C. Hoak

