

GRANTED BY COURT

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CASE NUMBER: 2018CV33011



**Martin Egelhoff
Judge**

DISTRICT COURT, DENVER COUNTY
STATE OF COLORADO
Denver District Court
1437 Bannock St.
Denver, CO 80202

Plaintiff: Chris Myklebust, Securities Commissioner for
the State of Colorado

v.

Defendants: Gary Dragul, GDA Real Estate Services,
LLC, and GDA Real Estate Management, LLC

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Attorneys for Receiver:

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Case Number: 2018CV33011

Division/Courtroom: 424

**RECEIVER'S SECOND UNOPPOSED MOTION FOR EXTENSION OF TIME TO
FILE RESPONSE TO WBF/CT ASSOCIATES, LLC'S MOTION FOR LEAVE TO
FILE SUIT TO ESTABLISH VALIDITY OF NORTH CAROLINA LIEN**

Harvey Sender, the duly-appointed receiver ("Receiver") for Gary Dragul ("Dragul"), GDA Real Estate Services, LLC, GDA Real Estate Management, LLC, and related entities (collectively, "Dragul and the GDA Entities"), hereby asks the Court to grant him a seven-day extension to reply to WBF/CT Associates, LLC's ("WBF")

Motion for Leave to File Suit to Establish Validity of North Carolina Lien (“WBF Motion,” filed July 1, 2019).

Certification Pursuant to C.R.C.P. Rule 121, § 1-15(8):

Counsel for the Receiver conferred with counsel for WBF about the requested extension, who advised that the requested relief is unopposed.

Motion

1. On July 1, 2019, WBF filed its Motion for Leave to File Suit to Establish Validity of North Carolina Lien, seeking court authority to file a suit in North Carolina to determine the validity of WBF’s purported lien on Receivership property known as the Hickory Corners Box located in Hickory, North Carolina.

2. The Receiver’s response was originally due on July 22, 2019, but sought and obtained a 7-day extension of time to file a response to WBF’s Motion, making it due on July 29, 2019.

3. The Receiver and WBF are presently finalizing the details of a stipulation that would moot WBF’s Motion for Leave. As such, the Receiver seeks another 7-day extension of time to respond to allow the parties additional time to work towards a resolution.

4. The Receiver asks the Court to grant him a seven-day extension, until August 5, 2019, to file his response. Good cause exists for the extension and it is not sought for an improper purpose.

5. The requested extension will not prejudice parties in interest or unnecessarily delay proceedings in this case. This is the Receiver's second request for an extension to file a response to WBF's Motion.

WHEREFORE, the Receiver asks the Court to enter an Order granting him a seven-day extension of time, up to and including August 5, 2019, to reply to WBF's Motion.

Dated: July 29, 2019.

ALLEN VELLONE WOLF HELFRICH & FACTOR P.C.



By: s/ Rachel A. Sternlieb

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ATTORNEYS FOR THE RECEIVER

CERTIFICATE OF SERVICE

I certify that on the July 29, 2019, a true and correct copy of the **RECEIVER'S SECOND MOTION FOR EXTENSION OF TIME TO FILE RESPONSE TO WBF/CT ASSOCIATES, LLC'S MOTION FOR LEAVE TO FILE SUIT ESTABLISHING VALIDITY OF NORTH CAROLINA LIEN** was filed and served via the Colorado Courts E-Filing system to the following:

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