

DISTRICT COURT, COUNTY OF DENVER,
STATE OF COLORADO
Court Address: 1437 Bannock Street, Room 256
Denver, CO 80202
Telephone: 720-865-8301

Plaintiff: CHRIS MYKLEBUST SECURITIES
COMM. FOR THE STATE OF COLORADO,

vs.

Defendant: GARY DRAGUL, et al.,

*Attorneys for Secured Creditors Victoria
Capital Trust, formerly known as Toorak Repo
Seller I Trust (“VCT”), and Patch of Land
Lending, LLC*

Holly R. Shilliday, Attorney Reg. #24423
McCarthy & Holthus, LLP
7700 E. Arapahoe Road, Suite 230
Centennial, CO 80112
Phone: (877) 369-6122, Ext. 1905
Fax: (866) 894-7369
Email: hshilliday@mccarthyholthus.com

COURT USE ONLY

Case Number: 2018CV33011

Division : 424

**UNOPPOSED MOTION TO EXTEND DEADLINE TO FILE REPLY IN SUPPORT OF
SECURED CREDITORS’ MOTION TO RELEASE THE ASH AND BELLAIRE
PROPERTIES FROM RECEIVERSHIP STAY**

Secured Creditors Victoria Capital Trust, formerly known as Toorak Repo Seller I Trust (“VCT”), and Patch of Land Lending, LLC (“POL” and, collectively with VCT, the “Secured Creditors”), by and through their attorneys of record, McCarthy & Holthus LLP, hereby seek an extension of the deadline to file a reply in support of its motion to release the Ash and Bellaire Properties from the receivership stay.

1. Counsel for Secured Creditors met and conferred with counsel for Receiver Harvey Sender (the “Receiver”). The Receiver has no opposition to the Motion.

2. Secured Creditors filed a motion to release the Ash and Bellaire Properties from the receivership stay on Friday, August 23, 2019.

3. The Receiver filed his response to the motion in a combined reply on August 30, 2019. Accordingly, the Reply of Secured Creditors is due September 6, 2019.

4. Secured Creditors respectfully request a one week extension of the deadline to file the reply up through and including September 13, 2019.

5. Secured Creditors are in the process of analyzing an offer of compromise from the Receiver and need additional time to submit the Reply.

Based on the foregoing, Secured Creditors request the Court to extend the deadline by one week as set forth herein.

Dated this 6th day of September 2019

McCarthy & Holthus, LLP

/s/ Holly R. Shilliday
Holly R. Shilliday, Attorney Reg. # 24423
7700 E. Arapahoe Road, Suite 230
Centennial, CO 80112
Phone: 303-952-6905
Fax: (866) 894-7369
Email: hshilliday@mccarthyholthus.com
Attorneys for Victoria Capital Trust, f/k/a
Toorak Repo Seller I Trust and Patch of
Land Lending, LLC

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on September 9, 2019, a copy of the foregoing **UNOPPOSED MOTION TO EXTEND DEADLINE TO FILE REPLY IN SUPPORT OF SECURED CREDITORS' MOTION TO RELEASE THE ASH AND BELLAIRE PROPERTIES FROM RECEIVERSHIP STAY**, was served via the court approved e-filing system and/or depositing a copy in the United States mail, postage prepaid, to the following:

Robert W. Finke
Sueanna P. Johnson
Matthew J. Bouillon Mascarenas
CO ATTORNEY GENERAL
Ralph L. Carr Judicial Building
1300 Broadway, 8th Floor
Denver, CO 80203

Jeffrey A. Springer
SPRINGER AND STEINBERG, P.C.
1600 Broadway Street, Ste 1200
Denver, CO 80202

Patrick D. Vellone
Michael Thomas Gilbert
Rachel A. Sternlieb
ALLEN VELLONE WOLF HELFRICH & FACTOR P.C.
1600 Stout Street, Suite 1100
Denver, CO 80202

/s/ Susan LeMoine
MCCARTHY & HOLTHUS, LLP