

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***

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**GRANTED BY COURT**

**09/17/2019**  
DATE FILED: September 17, 2019 12:27 PM  
CASE NUMBER: 2018CV33011

  
**Martin Egelhoff  
Judge**

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Case Number: 2018CV33011

Division : 424

**SECOND 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 a second 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. The Court granted Secured Creditors' request for a one week extension of the deadline to file the reply up through and including September 13, 2019.

5. Secured Creditors and the Receiver continue to engage in settlement discussions in an effort to resolve their differences. To facilitate settlement discussions, Secured Creditors seek a second extension of the deadline to file their Reply for one week to September 20, 2019.

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

Dated this 13th day of September 2019

McCarthy & Holthus, LLP

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on September 13, 2019, a copy of the foregoing document and exhibits were served via the court approved e-filing system and/or depositing a copy in the United States mail, postage prepaid, to the following:

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