

DISTRICT COURT, COUNTY OF DENVER STATE OF COLORADO 1437 Bannock Street, Room 256 Denver, Colorado 80202 Phone Number: 720.865.7800	<p style="text-align: center;">Δ COURT USE ONLY Δ</p>
<p>DAVID S. CHEVAL, Acting Securities Commissioner for the State of Colorado,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>GARY DRAGUL, GDA REAL ESTATE SERVICES, LLC, and GDA REAL ESTATE MANAGEMENT, LLC,</p> <p style="text-align: center;">Defendants.</p>	
SPRINGER AND STEINBERG, P.C. Jeffrey A. Springer, Esq. (Bar No. 6793) 1600 Broadway, Suite 1200 Denver, Colorado 80202 Tel: 303.861.2800 Fax: 303.832.7116 Email: jspringer@springersteinberg.com ATTORNEYS FOR DEFENDANTS	Case Number: 2018CV33011 Courtroom: 424
REPLY TO RECEIVER’S LIMITED OBJECTION TO MOTION TO WITHDRAW AS COUNSEL OF RECORD	

The law firm of Springer and Steinberg, P.C. hereby submits this Reply to Receiver’s Limited Objection to Motion to Withdraw as Counsel of Record.

1. The Receiver raises two grounds as a basis for their limited objection. First, the Receiver argues that the Law Firm of Springer and Steinberg, P.C. should not be allowed to withdraw because the Law Firm has not provided Mr. Dragul’s last known address. Secondly, the Receiver argues that GDA Real Estate Services, LLC and GDA Real Estate Management, LLC cannot appear or act unless represented by counsel and therefore, Springer and Steinberg, P.C.

should somehow be required to continue to represent those two entities. Both grounds are without merit.

2. Springer and Steinberg, P.C. has attempted through the exercise of due diligence to obtain the current physical whereabouts of Mr. Dragul without success. Springer and Steinberg, P.C. does not have nor know Mr. Dragul's physical address or whereabouts and therefore, is unable to provide the address or whereabouts. If anything, the Law Firm's inability to produce an address for Mr. Dragul despite requests for same is a basis for allowing the Law Firm to withdraw as it is by itself an indication of the breakdown between the Law Firm and Mr. Dragul. Mr. Dragul can be served by email.

3. While GDA Real Estate Services, LLC and GDA Real Estate Management, LLC cannot appear or act in the case without counsel, that proposition does not form the basis for compelling Springer and Steinberg, P.C. to continue to represent those entities in the face of irreconcilable conflicts. If these LLC entities do not obtain substitute counsel then the Court may prohibit them from further contesting the action and may prevent them from further acting this case. Such a circumstance would not be a basis to compel Springer and Steinberg, P.C. to continue to represent the entities in the face of irreconcilable conflicts.

4. Accordingly, Springer and Steinberg, P.C. requests the Court grant its Motion to Withdraw as Counsel of Record without imposing the conditions sought by the receiver which would be beyond the control of Springer and Steinberg, P.C.

WHEREFORE, the law firm of Springer and Steinberg, P.C. respectfully requests this Honorable Court to grant this Motion to Withdraw allowing its withdrawal of representation of Defendants in this action.

Respectfully submitted this 17th day of January, 2020,

SPRINGER AND STEINBERG, P.C.

By: /s/ Jeffrey A. Springer
Jeffrey A. Springer, #6793
ATTORNEYS FOR DEFENDANTS
*Original signature on file at the
Springer and Steinberg, P.C.*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this 17th day of January, 2020, the above and foregoing **REPLY TO RECEIVER'S LIMITED OBJECTION TO MOTION TO WITHDRAW AS COUNSEL OF RECORD** was filed with the Court and a true and accurate copy of the same was served via ICCES to:

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VIA EMAIL TO:

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c/o Gary Dragul

GDA Real Estate Management, LLC
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Gary Dragul
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Undersigned Counsel was unable to obtain this information despite repeated requests
Telephone: (303) 888-9900
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/s/ Michaela Lloyd
Michaela Lloyd
*Original signature on file at the
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