

<p>DISTRICT COURT, DENVER COUNTY, STATE OF COLORADO Denver District Court 1437 Bannock St. Denver, CO 80202 303.606.2433</p>	
<p>Plaintiff: David S. Cheval, Acting Securities Commissioner for the State of Colorado</p> <p>v.</p> <p>Defendants: Gary Dragul; GDA Real Estate Services, LLC; and GDA Real Estate Management, LLC</p>	
<p>Attorneys for Receiver: Patrick D. Vellone, #15284 Michael T. Gilbert, #15009 Rachel A. Sternlieb, #51404 ALLEN VELLONE WOLF HELFRICH & FACTOR P.C. 1600 Stout St., Suite 1900 Denver, Colorado 80202 Phone Number: (303) 534-4499 E-mail: pvellone@allen-vellone.com E-mail: mgilbert@allen-vellone.com E-mail: rsternlieb@allen-vellone.com</p>	<p style="text-align: center;">▲ COURT USE ONLY ▲</p> <p>Case Number: 2018CV33011</p> <p>Division/Courtroom: 424</p>
<p>RECEIVER’S RESPONSE TO DRAGUL’S MOTION FOR EXPEDITED BRIEFING SCHEDULE</p>	

Harvey Sender, the duly-appointed receiver (“Receiver”) for Gary Dragul (“Dragul”), GDA Real Estate Services, LLC (“GDARES”), GDA Real Estate Management, LLC, and related entities (collectively, “Dragul and the GDA Entities”),

responds to Defendant Gary Dragul's Motion for Expedited Briefing Schedule ("Motion"; filed March 17, 2020).¹

1. The Receiver objects to Dragul's request for an Expedited Briefing Schedule for his Motion for Clarification.

2. Dragul's Motion for Clarification seeks to "clarify" four orders the Court entered authorizing the Receiver to abandon the 23 separate properties: (1) December 13, 2018, Order re the YM Property; (2) November 4, 2019, Order re 15 Residential Properties; (3) March 3, 2020, Order re the Clearwater Property; and March 4, 2020, Order re the Ash & Bellaire Properties.

3. Dragul waited more than a year and four months to seek "clarification" of the YM order, and more than four months to seek "clarification" of the Residential Properties order. And although he filed Notices on February 19 & 21, 2020, concerning the Clearwater and Ash & Bellaire abandonment motions indicating "he is considering whether to object or otherwise respond" to them, Dragul waited another month to file the Motion for Clarification. Any prejudice here is of Dragul's own making.

4. Due to press of other matters in Dragul related cases, including a hearing Monday March 17, 2020, before Judge Jones, the undersigned's primary-care

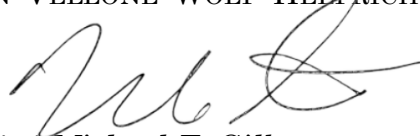
¹ The Motion seeking an expedited briefing schedule is included in Dragul's Motion for Clarification of Order Appointing Receiver and Orders Authorizing Abandonment. Contrary to its title, the Motion for Clarification does not appear to seek clarification of this Court's August 30, 2018, Receivership Order.

responsibility for his kindergarten son who has been unable to attend school due to the Coronavirus, and the complexity of the ownership structure of the 23 properties at issue, counsel may need the 21-days afforded by C.R.C.P. 121 to analyze fully and respond meaningfully to the Motion. If this can be accomplished before the allotted 21 days, the Receiver will file an earlier response.

WHEREFORE, the Receiver asks the Court to deny Dragul's Motion for an expedited briefing schedule.

Dated: March 20, 2020.

ALLEN VELLONE WOLF HELFRICH & FACTOR
P.C.



By: /s/ Michael T. Gilbert

Patrick D. Vellone

Michael T. Gilbert

Rachel A. Sternlieb

1600 Stout Street, Suite 1900

Denver, Colorado 80202

(303) 534-4499

E-mail: pvellone@allen-vellone.com

E-mail: mgilbert@allen-vellone.com

E-mail: rsternlieb@allen-vellone.com

ATTORNEYS FOR THE RECEIVER

CERTIFICATE OF SERVICE

I hereby certify that on March 20, 2020, I served a true and correct copy of the foregoing **RECEIVER'S RESPONSE TO DRAGUL'S MOTION FOR EXPEDITED BRIEFING SCHEDULE** via CCE to the following:

Robert W. Finke
Sueanna P. Johnson
Ralph L. Carr Judicial Building
1300 Broadway, 8th Floor
Denver, Colorado 80203
Robert.Finke@coag.gov
Sueanna.Johnson@coag.gov

Paul Vorndran
Chris Mills
Jones & Keller, P.C.
1999 Broadway, Suite 3150
Denver, Colorado 80202
pvorndran@joneskeller.com
cmills@joneskeller.com

***Counsel for David S. Cheval, Acting
Securities Commissioner***

Counsel for Defendant Gary Dragul

/s/ Salowa Khan
Allen Vellone Wolf Helfrich & Factor, P.C.