DISTRICT COURT, DENVER COUNTY, COLORADO

Court Address:

1437 BANNOCK STREET, RM 256, DENVER, CO, 80202

DATE FILED: March 9, 2021 5:01 PM

Plaintiff(s) GERALD ROME SECURITIES COM FOR THE ST OF et al. CASE NUMBER: 2018CV33011

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Defendant(s) GARY DRAGUL et al.

 $\triangle$  COURT USE ONLY  $\triangle$ 

Case Number: 2018CV33011
Division: 424 Courtroom:

Order: Eighth Status Report With Request for Extension of Stay

The motion/proposed order attached hereto: APPROVED.

Issue Date: 3/9/2021

SHELLEY ILENE GILMAN District Court Judge

## DISTRICT COURT, DENVER COUNTY, COLORADO

1437 Bannock Street Denver, CO 80202

TUNG CHAN, Securities Commissioner for the State of Colorado,

Plaintiff,

v.

GARY DRAGUL, GDA REAL ESTATE SERVICES, LLC, and GDA REAL ESTATE MANAGEMENT, LLC,

Defendants.

PHILIP J. WEISER, Attorney General

ROBERT W. FINKE, 40756\*

First Assistant Attorney General

JANNA K. FISCHER, 44952\*

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Attorneys for Plaintiff, Tung Chan, Securities

Commissioner for the State of Colorado

COURT USE ONLY

Case No.: 2018CV33011

Courtroom: 424

## EIGHTH STATUS REPORT WITH REQUEST FOR EXTENSION OF STAY

Plaintiff Tung Chan, Securities Commissioner for the State of Colorado, by and through the Colorado Attorney General and undersigned counsel, hereby submits this Eighth Status Report with Request for Extension of Stay and states as follows:

- 1. Undersigned counsel certifies that he conferred with counsel for Gary Dragul ("Defendant Dragul"), and counsel for Defendant Dragul does not oppose this motion.
- 2. On November 5, 2020, the Parties filed their Seventh Status Report with Request for Extension of Stay for 120 days.
- 3. On February 18, 2021, based upon motions filed by Defendant Dragul to vacate, continue, and reschedule his jury trials, the Court ordered trials to be reset in Arapahoe County District Court criminal cases 2018CR1092 and 2019CR610.
- 4. On February 23, 2021, the Court set a two-week trial in case 2018CR1092 to commence June 28, 2021. The date for the four-week trial in case 2019CR610 is scheduled to be set on March 18, 2021.
- 5. Due to Defendant Dragul's pending criminal trials, and because the work of the Receivership is still outstanding, the Securities Commissioner requests an additional stay of 120 days from approval of this Status Report with the same terms and conditions as previously permitted so that said stay will not bar any taken action by or on behalf of the Receiver.

Respectfully submitted this 8th day of March, 2021.

PHILIP J. WEISER Attorney General

/s/ Robert W. Finke

ROBERT W. FINKE, 40756\* First Assistant Attorney General Financial and Health Services Unit Attorney for Plaintiff \*Counsel of Record

## **CERTIFICATE OF SERVICE**

I certify that I have duly served the foregoing **EIGHTH STATUS REPORT WITH REQUEST FOR EXTENSION OF STAY** upon all parties herein through the Colorado Courts E-Filing system or via email this 8<sup>th</sup> day of March, 2021, addressed as follows:

Patrick D. Vellone, Esq. Michael T. Gilbert, Esq. Rachel A. Sternlieb, Esq. ALLEN VELLONE WOLF HELFRICH & FACTOR P.C. 1600 Stout St., Suite 1100 Denver, Colorado 80202 Paul L. Vorndran Christopher S. Mills Jones & Keller, P.C. 1675 Broadway, 26th Floor Denver, CO 80202

Counsel for Defendant Gary Dragul

Counsel for Receiver Harvey Sender

Attachinent

/s/ Jan Aguilar