

DISTRICT COURT, WELD COUNTY, COLORADO Court Address: PO Box 2038 Greeley, Colorado 80632	EFILED Document – District Court 2010CV219 CO Weld County District Court 19th JD Filing Date: Apr 26 2010 2:10PM MDT Filing ID: 30777528  ▲ COURT USE ONLY ▲ Case No: 2010CV219 Ctrm:
<b>Plaintiff: TORI McMECHAN</b>  <b>Defendants: TOWN OF NUNN, BOARD OF TRUSTEES OF THE TOWN OF NUNN, and JENNY JOHNSON</b>	
<b>OVERTURF MCGATH HULL &amp; DOHERTY, P.C.</b> Mark C. Overturf, #15188 Meredith L. McDonald, #31384 625 E. 16 <sup>th</sup> Avenue, Suite 100 Denver, Colorado 80203 Telephone: 303-860-2848 Facsimile: 303-860-2869 E-mail mco@omhdlaw.com mlm@omhdlaw.com	
<b>DEFENDANTS' <u>UNOPPOSED</u> MOTION FOR ENLARGEMENT OF TIME TO FILE RESPONSIVE PLEADING</b>	

Defendants, TOWN OF NUNN, BOARD OF TRUSTEES OF THE TOWN OF NUNN, and JENNY JOHNSON, by and through their counsel, OVERTURF MCGATH HULL & DOHERTY, P.C., and for their Unopposed Motion for an Enlargement of Time to File Responsive Pleading, state as follows:

#### I. CERTIFICATE OF COMPLIANCE PURSUANT TO C.R.C.P. 121

Counsel for Defendants consulted with counsel for Plaintiff, Mark Cohen, who does not oppose the relief requested herein.

#### II. MOTION

1. Defendants were served with Plaintiff's Summons and Complaint on April 7, 2010. As such, Defendants' responsive pleadings are due on or before April 27, 2010.

2. Plaintiff's Amended Complaint brings numerous claims for relief against the Defendants, which require more extensive evaluation of the applicable facts and law related to Plaintiffs' claims. As such, Defendants need additional time to evaluate the applicable facts and law raised by Plaintiff's Amended Complaint, and submit an appropriate responsive pleading.

3. No other extensions of time have been requested related to Defendants' responsive pleadings in this matter. No party will be prejudiced by the Defendants' request.

WHEREFORE, Defendants respectfully request that this Court grant Defendants an enlargement of time in which to file their responsive pleading, up to and including May 14, 2010.

Respectfully submitted this 26<sup>th</sup> day of April, 2010.

**OVERTURF McGATH  
HULL & DOHERTY, P.C.**

By */s/ Meredith L. McDonald*  
*Original signature on file at Overturf McGath*  
*Hull & Doherty, P.C.*

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Mark C. Overturf  
Meredith L. McDonald  
Attorneys for Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing DEFENDANTS' UNOPPOSED MOTION FOR ENLARGEMENT OF TIME TO FILE RESPONSIVE PLEADINGS was electronically filed with JusticeLink on April 26, 2010 and served on the following:

Mark Cohen, Esq.  
The Cohen Law Group  
110 Snyder Street, 2<sup>nd</sup> Floor  
PO Box 617  
Nederland, CO 80466  
*Attorney for Plaintiff*

S/ Anna Phillips

In accordance with C.R.C.P. 121, §1-26(9), a printed copy of this document with original signatures is being maintained by the filing party and will be made available for inspection by other parties or the Court upon request.