



By Order of the Colorado Court of Appeals:

GRANTED, with any amendments or comments as indicated below or on the attachment.

DATE OF ORDER: **Oct 05 2012 03:30PM**
COMMENTS ON ATTACHMENT

COLORADO COURT OF APPEALS
101 West Colfax Ave., Suite 800
Denver, CO 80202

Appeal from Denver County District Court
The Honorable Michael A. Martinez
Case No. 2010CV1867

Plaintiffs-Appellants: ANANDA MARGA, INC., a Colorado
Nonprofit Corporation, *et al.*

v.

Defendants-Appellees: ACHARYA VIMALANANDA
AVADHUTA, *et al.*

and

Intervenor-Appellee: ANANDA MARGA PRACARAKA
SAMGHA-RANCHI.

COURT USE ONLY

Attorneys for Plaintiffs-Appellants:

Charles T. Mitchell, #27850
Christopher C. Noecker, #39462
Sander Ingebretsen & Wake, PC
1660 17th Street, Suite 450
Denver, CO 80111
Phone Number: 303-285-5300
Email: cmitchell@siwlegal.com
cnoecker@siwlegal.com

Attorneys for Defendants/Intervenor –Appellees:

Timothy R. Obitts, Esq.
Gammon & Grange, PC
8280 Greensboro Dr., 7th Floor
McLean, VA 22102
TRO@gg-law.com

Alan C. Friedberg, #6042
Berg Hill Greenleaf & Ruscitti LLP
1712 Pearl Street
Boulder, CO 80302
Tel: 303-402-1600
Email: acf@bhgrlaw.com

Case Number: 11CA1405

**STIPULATED MOTION FOR ENLARGEMENT OF TIME IN WHICH TO FILE
APPELLANTS' REPLY BRIEF**

Plaintiffs-Appellants, Ananda Marga, Inc., *et al.* (“AM Inc.”), through counsel, and Defendants/Intervenor-Appellees, Acharya Vimalananda Avadhuta, *et al.*, through counsel, pursuant to C.A.R. Rule 26(b), hereby submit the following Stipulated Motion For Enlargement Of Time In Which To File Appellants’ Reply Brief (“Stipulated Motion”). In support of this Stipulated Motion, the parties state as follows:

1. On August 10, 2012, in response to Appellees’ motion for an extension of time in which to file their Answer Brief, this court granted Appellees’ motion and ordered Appellees to file their Answer Brief on September 3, 2012. Appellants served and filed their Answer Brief in a timely manner on September 4, 2012, allowing for the Labor Day holiday.

2. Pursuant to C.A.R. Rule 31(a), Appellants’ Reply Brief is due within 21 days after service of the Appellees’ Answer Brief, or September 25, 2012.

3. Since the filing of Appellees’ Answer Brief, the parties have been diligently engaged in mediation efforts. Specifically, the parties engaged the services of Dana Curtis Mediation to facilitate the settlement of the appeal. The parties then met for two days over the weekend of September 15-16, 2012, and were able to reach partial settlement in principal on several of the issues presently under appeal, including the parties’ dispute over attorneys’ fees. The parties

anticipate being able to file voluntary dismissals of the fee appeal and of certain parties to the appeal as soon as the settlement documents have been finalized and executed.

4. In addition, the parties have committed to working diligently toward global settlement of all appeal issues as soon as possible, and anticipate filing a joint motion within the next week seeking to stay the appeal during such settlement efforts in order to conserve court resources. The parties' anticipated motion to stay will be supported by an affidavit from the mediator, Dana Curtis, and specific details concerning the settlement progress and global settlement plans.

5. Due to the time and travel devoted to last week's mediation, and in light of the successful partial settlement, Appellants require a brief extension of 28 days in which to file their Reply Brief. Consequently, the parties respectfully stipulate to and request a 28-day extension, to and including October 23, 3012, in which to file Appellants' Reply Brief.

6. It is our hope that the Court will grant the parties upcoming motion to stay pending global settlement, thereby eliminating the need for further briefing. In the meantime, this brief extension of time is necessary to allow the parties sufficient time to present the merits of a stay without placing the Appellants' reply deadline in further jeopardy.

For the foregoing reasons, the parties respectfully request an enlargement of time, to and including October 23, 2012, in which to allow Appellants sufficient time to file their Reply Brief.

Dated: September 25, 2012

Respectfully submitted,

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| <p><i>Original signature on file</i></p> <p><u>s/ Charles T. Mitchell</u> Charles T. Mitchell, # 27850</p> <p>Christopher C. Noecker, #39462 SANDER INGEBRETSEN & WAKE, P.C.</p> <p>ATTORNEYS FOR PLAINTIFFS-APPELLANTS</p> | <p><i>Original signature on file</i></p> <p><u>s/ Timothy R. Obitts</u> Timothy R. Obitts, Esq.</p> <p>GAMMON & GRANGE, P.C.</p> <p>ATTORNEYS FOR PLAINTIFFS-APPELLANTS</p> |
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CERTIFICATE OF SERVICE

I hereby certify that on this 25th day of September, 2012, a true and correct copy of the above and foregoing **STIPULATED MOTION FOR ENLARGEMENT OF TIME IN WHICH TO FILE APPELLANTS' REPLY BRIEF** was served via LexisNexis File and Serve and email service, addressed to the following:

Timothy R. Obitts, Esq.
Scott Ward, Esq.
Gammon & Grange, PC
8280 Greensboro Dr., 7th Floor
McLean, VA 22102
TRO@gg-law.com
sjw@gg-law.com

Alan C. Friedberg, Esq.
Berg Hill Greenleaf & Ruscitti LLP
1712 Pearl Street
Boulder, CO 80302
acf@bhgrlaw.com

s/Paula S. Heeren
Paula S. Heeren

This document constitutes a ruling of the court and should be treated as such.

**Court Authorizer
Comments:**

However, no further extensions will be considered. Reply Brief is due 10-23-2012.