

**DISTRICT COURT, CITY AND COUNTY OF DENVER, COLORADO**

1437 Bannock Street  
Denver, CO 80202

**Plaintiffs:** ROSS BERMAN, an individual; JASON H. KARP, an individual; IMJ I LLC, a Delaware limited liability company; RACHEL FARBER REVOCABLE TRUST, STEPHEN FARBER REVOCABLE TRUST, and RED CLOUD CAPITAL, LLC, a Connecticut limited liability company;

**Plaintiff-Intervenors:** TREVOR GALLUP, an individual; and LYNN HONDERD, an individual,

v.

**Defendants:** BELLROCK BRANDS, INC., a British Columbia corporation, BRB DB HOLDINGS, INC., a Delaware corporation, BRB MARY’S HOLDINGS CORP., a Delaware corporation, DIXIE BRANDS (USA) INC., a Delaware corporation, MARY’S OPERATIONS, LLC, a Colorado limited liability company, MARY’S PETS, LLC, a Colorado limited liability company, MARY’S NUTRITIONALS, LLC, a Colorado limited liability company, DB FINANCE, NEVADA, LLC, a Nevada limited liability company, and DB OKLAHOMA, LLC, a Colorado limited liability company.

**Third-Party Defendants:** Andrew Schwebold, an individual, James Harvey, an individual; Rise Investments International II Series 7, LLC, a Georgia limited liability company; High Street Capital Partners, LLC, a New York limited liability company; and Acreage Holdings America, Inc., a Nevada Corporation.

*Attorneys for Plaintiffs Ross Berman, Jason H. Karp, IMJ I LLC, Rachel Farber Revocable Trust, Stephen Farber Revocable Trust, and Red Cloud Capital, LLC*

**Akerman LLP**

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CASE NUMBER: 2024CV30763

COURT USE ONLY

Case Number: 2024CV30763

Division: 466

**UNOPPOSED MOTION FOR EXTENSION OF TIME**

Plaintiffs Ross Berman, Jason H. Karp, IMJ I LLC, Rachel Farber Revocable Trust, Stephen Farber Revocable Trust, and Red Cloud Capital, LLC (each, a Plaintiff and, collectively, “Plaintiffs”), by and through their attorneys, hereby submit their unopposed motion for a two-day extension, to and through, December 5, 2024, to provide the joint submission of orders as directed by the Court in the Court's *Order Re: Intervenors Forthwith Joint Motion to Disqualify Receiver*, dated November 20, 2024 (“Order”).

**Certificate of Conferral**

The parties conferred over the relief requested herein. The relief is unopposed.

1. Intervenors Trevor Gallup’s and Lynn Honderd’s Filed Their Forthwith Joint Motion to Disqualify Receiver (“Motion to Disqualify”).
2. On November 20, 2024, the Court issued its Order in connection with the Motion to Disqualify, which required that by December 3, 2024, the Parties file two joint orders related to the receivership estate.
3. The Court requested that the “first order set forth the duties and powers of West 4<sup>th</sup> in providing Management Services. The second order should set forth the duties and powers of the third party that will manage the Claims Service.” (the “Joint Orders”) Order at p. 11.
4. The Parties have worked diligently to meet this Court’s December 3, 2024 deadline. However, the Parties are refining and finalizing the finer details of the Joint Orders. The parties also conferred over the orders shortly after the Court issued the orders, although the week following the Court's order was also the week of Thanksgiving.

5. Accordingly, as the Parties continue to work in good faith towards finalizing the Joint Orders, Plaintiffs respectfully request that the Court extend the deadline to file the Joint Orders to, and through, December 5, 2024.

Respectfully Submitted,

Dated: December 3, 2024.

**AKERMAN LLP**

*s/ Adam L. Massaro*

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Adam L. Massaro (Reg No. 42812)  
1900 Sixteenth Street, Suite 950  
Denver, Colorado 80202

*Attorneys for Plaintiffs*

**CERTIFICATE OF SERVICE**

The undersigned does hereby certify that on December 3, 2024, I filed and served via Colorado Courts E-Filing a true and correct copy of the foregoing on all counsel of record.

*s/ Adam L. Massaro*  
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*Adam L. Massaro (Reg No. 42812)*  
*1900 Sixteenth Street, Suite 950*  
*Denver, Colorado 80202*

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**[PROPOSED] ORDER GRANTING UNOPPOSED MOTION FOR EXTENSION OF TIME**

THIS MATTER comes before the Court on Plaintiffs' Unopposed Motion for Extension of Time to provide the joint submission of orders as directed by the Court in the Court's *Order Re: Intervenors Forthwith Joint Motion to Disqualify Receiver*, dated November 20, 2024 ("Order"). The Motion is GRANTED. The parties shall have through December 5, 2024 to submit the proposed receiver orders referenced in the Court's Order.

DATED: \_\_\_\_\_

\_\_\_\_\_

District Court Judge