

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No. 1:18-cv-03112-RBJ-STV

SEAN SLATTON,

Plaintiff,

v.

TODD HOPKINS,
BRANDON BARNES,
JOHN HUTTO, and
FORT COLLINS POLICE DEPARTMENT

Defendants.

**PARTIALLY UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE
PLAINTIFF'S RESPONSE TO DEFENDANTS' MOTIONS TO DISMISS AND
REQUEST FOR EXTENSION OF PAGE LIMIT**

Plaintiff, by and through his attorneys, David Lane and Helen Oh, hereby submit the following Partially Unopposed Third Motion for Extension of Time to File Plaintiff's Responses to Defendants' Motions to Dismiss and state as follows:

1. Defendant Hopkins filed his Motion to Dismiss on January 13, 2020. [Doc. 96].
2. Defendants City of Fort Collins, Brandon Barnes, and John Hutto filed their Motion to Dismiss on January 16, 2020 [Doc. 98].
3. Undersigned counsel's response is due on February 27, 2020. [Doc. 100].
4. Plaintiff's counsel is diligently reviewing the filings in this matter and preparing responses to all Defendants' Motions to Dismiss, but needs an additional two days, up to and including March 2, 2020, to fully prepare the response.

5. In addition to the usual press of business, undersigned counsel David Lane has been appointed to a federal death penalty case in the Western District of Texas and this has consumed a considerable amount of his time.

6. In addition to the usual press of business, undersigned counsel Helen Oh has been preparing for an emergency discovery conference due to numerous discovery disputes in *Kerns v. Southwest Colorado Mental Health Center*, 1:18-cv-02962-WJM-SKC, which has taken a substantial amount of her time.

7. Plaintiff also requests a five-page extension for a total of thirty-three pages to respond to both motions, in one consolidated response, because of the number of legal claims at issue, the particular complexity and number of legal issues raised, and the number of Defendants.

8. No party will be prejudiced by the relief sought herein.

CERTIFICATION PURSUANT TO D.C.COLO. LCivR. 7.1

9. Undersigned counsel hereby certifies that she conferred with counsel on February 27, 2020. Counsel for Defendant Hopkins does not oppose the relief requested. Counsel for Defendants Hutto, Barnes, and the City of Fort Collins take no position on the extension of time, and oppose the page limit extension.

CERTIFICATION PURSUANT TO D.C.COLO. LCivR. 6.1(c)

8. Counsel for Plaintiff, David A. Lane and Helen Oh, certify that a copy of this Motion will be served contemporaneously on Defendants upon the filing of this Motion.

WHEREFORE, Plaintiffs respectfully request that the Court grant his Motion for Extension of Time to File Responses to Defendants' Motions to Dismiss, up to and including March 2, 2020, and Request for a 5-page Extension of Page Limit, to total thirty-three pages, and for any other relief deemed just and proper.

Respectfully submitted this 27th day of February 2020.

KILLMER, LANE & NEWMAN, LLP

s/ Helen Oh

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CERTIFICATE OF SERVICE

I certify that on this 27th day of February 2020 I filed a true and correct copy of the foregoing via CM/ECF which will generate e-mailed notice to the following:

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