

DISTRICT COURT, CITY & COUNTY OF DENVER, STATE OF COLORADO 1437 Bannock Street Denver, Colorado 80203	DATE FILED August 28, 2026 2:43 PM FILING ID: 36F3CEAE357E2 CASE NUMBER: 2026CV32110	
Plaintiffs: TRISTAN HUFF and ADAM SCHWARTZ, v. Defendants: The STATE OF COLORADO and JARED POLIS, in his official capacity as Governor of the State of Colorado		
<i>Attorneys for Defendants:</i> PHILIP J. WEISER, Attorney General EMILY BURKE BUCKLEY, #43002* First Assistant Attorney General Colorado Department of Law Ralph L. Carr Colorado Judicial Center 1300 Broadway Denver, CO 80203 Telephone: (720) 508-6403 Email: emily.buckley@coag.gov *Counsel of Record	^ COURT USE ONLY ^	Case No.: 2026CV32110 Courtroom: 414
<u>UNOPPOSED</u> MOTION FOR EXTENSION OF TIME		

Defendants Jared Polis, in his official capacity as Governor of Colorado, and the State of Colorado, through counsel at the Colorado Department of Law, respectfully request a 21-day extension of time to respond to the Complaint in this matter. As good cause for granting the extension requested under C.R.C.P. (“Rule”) 6(b)(1), Defendants state as follows:

Rule 121 § 1-15(8) Certificate of Conferral: Counsel for Defendants conferred with Plaintiff's counsel by phone and email on August 26, 2026 before filing this Motion and is authorized to represent that the relief requested is unopposed.

1. Plaintiffs initiated this lawsuit by a Complaint filed on June 9, 2026, and effectuated service on August 7. Pursuant to Rule 12(a)(1), Defendants' answer or responsive pleading is due on August 28, 2026.

2. Undersigned counsel was only recently assigned to this matter and therefore requires additional time to review the Complaint, investigate the factual allegations, research the claims asserted and potential defenses, and prepare an answer or other responsive pleading.

3. Moreover, the Complaint raises numerous novel and complex constitutional claims that present questions of first impression in Colorado, so a 21-day extension is necessary for undersigned counsel to adequately formulate Defendants' response.

4. Additionally, undersigned counsel needs an additional 21-days due to the press of business. Specifically, Ms. Buckley is preparing Defendants' response to the Complaint while balancing her professional obligations including: preparing a teammate for oral argument on cross-motions to dismiss in a complex Second Amendment challenge to state laws, which occurred on August 18, 2026, in *Garcia v. Polis*, 23-cv-02563-JLK (D. Colo.); preparing a response to a motion for

preliminary injunction in a Second Amendment challenge to state laws, due September 1, 2020⁶, in *Del Toro v. Polis*, 25-cv-02725-WJM-MDB (D. Colo.); and handling numerous smaller, but ongoing litigation matters. Further Ms. Buckley serves as general counsel to the Governor, Attorney General, and Secretary of State, and has been providing ongoing litigation support and general counseling related to elections in an unprecedented election year.

5. Further, Ms. Buckley has planned annual leave involving international travel from August 31 through September 7, which has been scheduled for nearly one year and which cannot be changed.

6. Plaintiffs have not requested preliminary relief in this matter, and no party will be prejudiced if the Court grants this Motion as evidenced by Plaintiff's lack of opposition to the relief requested herein.

Accordingly, Defendants respectfully request a 21-day extension of time to respond to the Complaint, through and including September 18, 2026.

DATED: August 28, 2026.

PHILIP J. WEISER
Attorney General

/s/ Emily Burke Buckley

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CERTIFICATE OF SERVICE

The undersigned certifies that she duly served the foregoing **MOTION FOR EXTENSION OF TIME** upon all counsel of record for the parties to Case No. 2026CV32110 electronically via the Colorado Courts E-filing system on August 28, 2026.

/s/ Carmen Van Pelt