

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

Civil Action No. 1:25-cv-03530-RBJ

ACA INTERNATIONAL and FRESNO  
CREDIT BUREAU,

Plaintiffs,

v.

ADMINISTRATOR OF THE UNIFORM  
CONSUMER CREDIT CODE, MARTHA  
FULFORD, in her official capacity,

Defendant.

---

**JOINT MOTION TO VACATE RESPONSE DEADLINE  
AND ENTER SCHEDULING ORDER**

---

Plaintiffs ACA International and Fresno Credit Bureau, and Defendant Administrator of the Uniform Consumer Credit Code, by and through their respective counsel of record, submit this Joint Motion to Vacate Response Deadline and Enter Scheduling Order, and state as follows:

1. **Certificate of Compliance with D.C.COLO.LCivR 7.1(a):** In accordance with the requirements of D.C.COLO.LCivR 7.1(a), undersigned counsel certify that they have conferred in good faith regarding this motion and concur in the requested relief.
2. Plaintiffs filed their Complaint on November 5, 2025 and served Defendant on November 6, 2025.
3. Defendant has appeared in this case but has not yet responded to Plaintiffs' Complaint.
4. Pursuant to D.C.COLO.LCivR 7.1(a), the parties conferred to make reasonable,

good faith efforts to resolve any disputed matters. Following that meet and confer, Plaintiffs expressed their intent to file an amended complaint in lieu of Defendant filing a Rule 12(b) motion. Defendant consents to Plaintiffs' filing of an amended complaint.

5. Given that Plaintiffs intend to file an amended complaint, the parties respectfully request that the court vacate Defendant's December 19, 2025 response deadline and enter the following scheduling order. The parties respectfully request this scheduling order given the complexities presented in this case and the upcoming holidays:

- a. **Deadline for Plaintiffs to file the amended complaint:** January 9, 2026;
- b. **Deadline for Defendant to file a pleading or motion in response to the amended complaint:** February 9, 2026;
- c. If applicable, **deadline for Plaintiffs to file a response in opposition to a motion filed by Defendant:** March 11, 2026;
- d. If applicable, **deadline for Defendant to file a reply in support of the motion:** April 10, 2026.

6. The parties submit that good cause exists for the requested extension. The extension is not sought for purposes of delay, but to set a schedule that ensures the litigation proceeds in an efficient and organized manner.

DATED: December 12, 2025

BROWNSTEIN HYATT FARBER  
SCHRECK, LLP

BY: Sarah J. Auchterlonie

Sarah J. Auchterlonie, Bar No. 50932  
sauchterlonie@bhfs.com

Adam E. Lyons, Bar No. 61816

[alyons@bhfs.com](mailto:alyons@bhfs.com)

Eric D. Walther, Bar No. 61010

[ewalther@bhfs.com](mailto:ewalther@bhfs.com)

Courtney E. Bartkus, Bar No. 50193

[cbartkus@bhfs.com](mailto:cbartkus@bhfs.com)

675 15th Street, Suite 2900

Denver, Colorado 80202

Phone: 303-223-1100

Fax: 303-223-1111

and

Leah C. Dempsey, DC Bar No. 1033593

600 Massachusetts Avenue, NW

Washington, D.C. 20001

Phone: 202-296-7353

Fax: 202-296-7009

*Attorneys for Plaintiffs*

PHILIP J. WEISER, ATTORNEY GENERAL

BY: /s/ Kevin James Burns

Kevin James Burns

Colorado Attorney General's Office

Ralph L. Carr Colorado Judicial Center

1300 Broadway

Denver, CO 80203

720-508-6000

Email: [Kevin.Burns@coag.gov](mailto:Kevin.Burns@coag.gov)

Talia Boxerman Kraemer

Colorado Department of Law

1300 Broadway

Denver, CO 80203

646-342-9201

Email: [talia.kraemer@coag.gov](mailto:talia.kraemer@coag.gov)

*Attorneys for Defendant*

**CERTIFICATE OF SERVICE**

The parties hereby certify that on this 12<sup>th</sup> day of December 2025, a true and correct copy of the foregoing **JOINT MOTION TO VACATE RESPONSE DEADLINE AND ENTER SCHEDULING ORDER** was served via ECFS on the parties of record listed below::

Kevin James Burns  
Colorado Attorney General's Office  
Ralph L. Carr Colorado Judicial Center  
1300 Broadway  
Denver, CO 80203  
720-508-6000  
Email: Kevin.Burns@coag.gov

Talia Boxerman Kraemer  
Colorado Department of Law  
1300 Broadway  
Denver, CO 80203  
646-342-9201  
Email: talia.kraemer@coag.gov

/s/ Rachael L. Cotner  
Rachael L. Cotner, Paralegal