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COLORADO COURT OF APPEALS  
No. 03CA1825

ORDER  
Tr. Ct. No.99DR3717

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In re the Marriage of  
Christy Ryan,

Petitioner-Appellee,

and

Sean Harrington,

Respondent-Appellant.

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Upon consideration of the response to the Order to Show Cause and the pending motions before the Court, the Court enters the following ORDER:

1. The order to show cause is DISCHARGED and the appeal may proceed regarding the district court's order of July 2, 2003. The Court further GRANTS an extension of time for filing the notice of appeal of 29 days and accepts the notice of appeal as timely filed due to excusable neglect. Appellee's request to dismiss the appeal for lack of finality is DENIED.

2. The "separate" notice of appeal filed on December 29, 2003, shall be stricken, without further notice, unless appellant provides this Court, within 14 days of the date of this Order, with a copy of a written, signed, and dated order of the district court and with a second docket fee. An appeal of costs and attorney fees is a separately appealable order. Dawes Agency v. American Property Mortgage, Inc., 804 P.2d 255 (Colo.

App. 1990). If a final order pursuant to C.R.C.P. 58(a) and a docket fee are provided, then the December 29, 2003, notice of appeal shall be accepted and consolidated into this case.

3. The motion to amend the notice of appeal is DENIED.

4. The motion for stay is DENIED. The motion for remand is also DENIED. If appellant wishes to file a motion to modify parenting time in the district court, he may file a motion to dismiss this appeal and proceed with such relief in the district court.

5. The motion for a general enlargement of time for filing responsive pleadings is DENIED.

6. The motions filed by appellant to strike various responses from appellee are DENIED.

7. The motion for leave to file an expanded opening brief is DENIED. The opening brief is due 40 days from the date of this Order. The opening brief shall not exceed 30 double-spaced pages with no more that 26 lines of text per page and appropriate margins.

8. The supplemental notices of appeal are STRICKEN.

BY THE COURT:

Rothenberg, J.  
Dailey, J.  
Piccone, J.

Dated: Feb. 25, 2004  
Copies to: Counsel of Record  
Clerk of the District Court

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| COPIES MAILED TO<br>COUNSEL OF RECORD      |
| <del>Tri. Ct. Judge - Tri. Ct. Clerk</del> |
| AND <u>Pro Se</u>                          |
| ON <u>2-25-04</u>                          |
| BY <u>ACG</u> pb/3j                        |
| COLORADO COURT OF APPEALS                  |