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IN THE UNITED STATES DISTRICT COURT

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FOR THE DISTRICT OF ARIZONA

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John C. Hernandez,

No. CV-09-621-PHX-DGC

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Plaintiff,

ORDER

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vs.

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Michael J. Astrue, Commissioner of
Social Security Administration,

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Defendant.

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Plaintiff filed his opening brief on September 1, 2009. Dkt. #18. Plaintiff subsequently filed an amended complaint. Dkt. #19. Plaintiff has filed a motion to renew his opening brief, making clear that he does not intend to make any changes to the brief as a result of Defendant's answer to the amended complaint. Dkt. #21. Defendant does not oppose the motion. Dkt. #22.

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IT IS ORDERED:

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1. Plaintiff's motion to renew opening brief (Dkt. #21) is **granted**.

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2. Defendant shall file an answering brief by **November 6, 2009**.

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3. Plaintiff shall (i) file a reply brief by **November 27, 2009**, or (ii) within five days after service of the answering brief, notify the Court that he does not intend to file a reply brief.

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DATED this 7th day of October, 2009.

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David G. Campbell
United States District Judge