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Attorneys for Defendant

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

FRESNO DIVISION

DAVID W. FERNANDES,

Plaintiff,

v.

MICHAEL J. ASTRUE,
Acting Commissioner of
Social Security,

Defendant.

1:08cv01775 BAK DLB

STIPULATION AND ORDER TO EXTEND
TIME

The parties hereby stipulate by counsel, with the Court's approval as indicated by issuance of the attached Order, that Defendant shall have an extension of time of 14 days to file his Reply to Plaintiff's Opposition to his Motion to Dismiss up to and including May 14, 2009. This request is due to an unusually heavy work load occasioned, in part, by staffing shortages in the Commissioner's regional office, and work-related travel that involved short notice.

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1 The parties further stipulate that the Court's Scheduling Order shall be modified accordingly.

2 Respectfully submitted,

3 */s/ Lawrence D. Rohlfing*

4 Dated: April 30, 2009,

5 Lawrence D. Rohlfing
6 (as authorized via telephone)
7 Attorney at Law

8 Attorney for Plaintiff

9 Dated: April 30, 2009,

10 LAWRENCE G. BROWN
11 Acting United States Attorney
12 LUCILLE GONZALES MEIS
13 Regional Chief Counsel, Region IX
14 Social Security Administration

15 By:

16 */s/ Elizabeth Firer*

17 Elizabeth Firer
18 Special Assistant U.S. Attorney

19 Attorneys for Defendant

20 IT IS SO ORDERED.

21 Dated: May 1, 2009

22 /s/ Dennis L. Beck
23 UNITED STATES MAGISTRATE JUDGE
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