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IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA

MARIA M. VILLAFANA,)
)
)
Plaintiff,)
)
vs.)
MICHAEL J. ASTRUE, Commissioner,)
)
Defendant.)

1:08-cv-1954 GSA
ORDER TO SHOW CAUSE

On December 18, 2008, Plaintiff filed the present action in this Court. Plaintiff seeks review of the Commissioner’s denial of her application for benefits. On December 23, 2008, the Court issued a Scheduling Order. (Doc. 7). The Scheduling Order states that within 120 days after service, Defendant shall file and serve a copy of the administrative record which shall be deemed an answer to the complaint. The Order also provides that within 30 days after service of the administrative record, Plaintiff shall serve on Defendant a letter brief outlining why remand is warranted which Defendant shall respond to within 35 days. Thereafter, if Defendant does not stipulate to remand, within 30 days of Defendant’s response, Plaintiff must file and serve an opening brief.

On or about April 30, 2009, Defendant lodged the administrative record. Pursuant to the Scheduling Order, Plaintiff was required to file her opening brief in this Court on or before August 3, 2009. Plaintiff has failed to file her opening brief by August 3, 2009, pursuant to the order.

