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9 UNITED STATES DISTRICT COURT
 EASTERN DISTRICT OF CALIFORNIA
 10
 11 **FRESNO DIVISION**

12 MARIA VILLAFANA,)
 13 Plaintiff,)
 14 v.)
 15 MICHAEL J. ASTRUE,)
 16 Commissioner of)
 Social Security,)
 17 Defendant.)
 18 _____)

CIVIL NO. 1:08-CV-01954 GSA
 STIPULATION AND ORDER

19 The parties hereby stipulate by counsel, with the Court's approval as indicated by issuance of the
 20 attached Order, that Defendant shall have a FIRST extension of time of 31 days, up to and including
 21 December 21, 2009, to respond to Plaintiff's motion for summary judgment. The extension is necessary
 22 because counsel for the Commissioner will be out of town caring for an ill family member from
 23 November 16 through December 2, 2009.

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

2 Respectfully submitted,

3 Dated: November 13, 2009

/s/ Laura Krank
(As authorized via email)
LAURA KRANK
Attorney for Plaintiff

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6 Dated: November 13, 2009

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10 /s/ Elizabeth Firer
ELIZABETH FIRER
Special Assistant U.S. Attorney

11 Attorneys for Defendant

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13 ORDER

14 Having reviewed the stipulation, good causes exists for the extension and the request is granted.
15 Defendant's opposition brief shall be due no later than December 21, 2009. Any reply shall be due
16 within fifteen days from the filing of Defendant's opposition.

17 IT IS SO ORDERED.

18 **Dated: November 16, 2009**

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE