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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
FRESNO DIVISION

DANIEL L. MILLER,)

Appellant,

V.

MICHAEL J. ASTRUE,
Commissioner of
Social Security,

Respondent.

CASE NO. 1:09-cv-01257-GSA

STIPULATION FOR EXTENSION OF TIME
FOR APPELLANT TO FILE RESPONSE TO
APPELLANT'S OPENING BRIEF

The parties hereby stipulate by counsel, in accordance with and as authorized by the Court's Scheduling Order in the subject case, that Respondent shall have an extension of 30 days to respond to Appellant's Opening Brief. The current due date is April 5, 2010. The new due date will be May 5, 2010.

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

Respectfully submitted,

Dated: April 5, 2010

/s/ Manuel Deeter Serpa
(As authorized via telephone on April 5, 2010)
MANUEL DEETER SERPA
Attorney for Plaintiff

Dated: April 5, 2010

Respectfully submitted,

BENJAMIN B. WAGNER
United States Attorney
LUCILLE GONZALES MEIS
Regional Chief Counsel, Region IX
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/s/ Odell Grooms
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Attorneys for Defendant

ORDER

Pursuant to the parties' stipulation, it is ORDERED that Respondent shall have an extension of time of thirty days to file a Response to Appellant's Opening Brief. Respondent's Responsive Brief shall be filed on or before May 5, 2010.

IT IS SO ORDERED.

Dated: April 7, 2010

/s/ **Gary S. Austin**
UNITED STATES MAGISTRATE JUDGE