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8 Attorneys for Defendant
 Commissioner of Social Security

10 UNITED STATES DISTRICT COURT
 11 EASTERN DISTRICT OF CALIFORNIA
 12 FRESNO DIVISION

15 KATHRYN M. LESTER,)	Case No. 1:09-CV-01730-GSA
16 Plaintiff,)	
17 v.)	STIPULATION AND ORDER
18 MICHAEL J. ASTRUE,)	EXTENDING DEFENDANT'S TIME TO
Commissioner of Social Security,)	RESPOND TO PLAINTIFF'S OPENING
19 Defendant.)	BRIEF
20)	
21)	

22 The parties hereby stipulate by counsel, with the Court's approval as indicated by
 23 issuance of the attached Order, that Defendant shall have an extension of time of 30 days to
 24 respond to Plaintiff's opening brief, due to workload demands of Defendant's counsel and the
 25 complexity of issues in Plaintiff's opening brief. The current due date is July 6, 2010. The new
 26 due date will be August 5, 2010. This is Defendant's second request for an extension.
 27 Defendant will not seek another extension in this case for filing his response to Plaintiff's
 28 opening brief.

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

Respectfully submitted,

DATE: June 28, 2010

MANUEL D. SERPA
Binder and Binder

By: /s/ Manuel D. Serpa*
(* As authorized via email on June 28, 2010)
MANUEL D. SERPA

Attorneys for Plaintiff

DATE: June 28, 2010

BENJAMIN B. WAGNER
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LUCILLE GONZALES MEIS
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By /s/ Jacob M. Mikow
JACOB M. MIKOW
Special Assistant U.S. Attorney

Attorneys for Defendant

ORDER

IT IS SO ORDERED.

Dated: June 29, 2010

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE