

1 BENJAMIN B. WAGNER
 2 United States Attorney
 3 LUCILLE GONZALES MEIS
 4 Regional Chief Counsel, Region IX
 5 Social Security Administration
 6 DANIEL P. TALBERT
 7 Special Assistant United States Attorney
 8 333 Market Street, Suite 1500
 9 San Francisco, California 94105
 10 Telephone: (415) 977-8926
 11 Facsimile: (415) 744-0134
 12 E-Mail: Daniel.Talbert@ssa.gov

13 Attorneys for Defendant

14 UNITED STATES DISTRICT COURT
 15 EASTERN DISTRICT OF CALIFORNIA
 16 FRESNO DIVISION

17 FERNANDO MEDINA-HERRERA,)	Case No. 1:09cv01769 DLB
18 Plaintiff,)	
19 v.)	STIPULATION AND ORDER FOR
20 MICHAEL J. ASTRUE,)	A FIRST EXTENSION OF 30 DAYS FOR
21 Commissioner of Social Security,)	PLAINTIFF TO FILE HIS OPENING BRIEF
22 Defendant.)	
23 _____)	

24 IT IS HEREBY STIPULATED, by and between the parties, through their respective
 25 counsel of record, that Plaintiff shall have a first extension of thirty days to file his opening brief.
 26 The parties hope that this matter will not need to be briefed, and they would like additional time to
 27 attempt to agree upon the terms of remand. Counsel for Defendant is currently attempting to
 28 obtain authority from his client to settle this case in a manner that is consistent with the Court's
 Order Denying Defendant's Motion to Remand, and has requested Plaintiff to postpone the
 preparation and filing of his brief until Defendant is able to obtain an answer from his client. The
 current due date is September 20, 2010. The new due date will be October 20, 2010.

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

3
4 Respectfully submitted,

5 Dated: September 9, 2010

s/ Sengthiene Bosavanh
(As authorized by email)
SENGTHIENE BOSAVANH
Attorney for Plaintiff

8 Date: September 9, 2010

BENJAMIN B. WAGNER
United States Attorney

9
10 By s/ Daniel P. Talbert
DANIEL P. TALBERT
Special Assistant U. S. Attorney

11
12 Attorneys for Defendant

13
14 IT IS SO ORDERED.

15 Dated: September 9, 2010

/s/ Dennis L. Beck
UNITED STATES MAGISTRATE JUDGE