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9 UNITED STATES DISTRICT COURT
 10 EASTERN DISTRICT OF CALIFORNIA

11 FRANCISCO RODRIGUEZ,

13 Plaintiff,

14 v.

15 MICHAEL J. ASTRUE,
 16 Commissioner of
 Social Security,

17 Defendant.

CASE NO: 1:09-1912 GSA

**STIPULATION AND ORDER FOR
 DEFENDANT’S REQUEST TO EXTEND
 TIME TO FILE RESPONDING BRIEF**

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 SECOND extension of time of 30 days to respond to
 21 Plaintiff’s motion for summary judgment. The current date is August 9, 2010. The new date is
 22 September 8, 2010. This request is being made because, due to a workload reallocation, this case was
 23 only recently reassigned to the attorney for the Commissioner. Upon reassignment, illegible pages in the
 24 electronic administrative record were brought to the attorney for the Commissioner’s attention. The
 25 Commissioner needs additional time to determine if more legible copies exist.

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

27
 28 STIPULATION AND ORDER.
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Dated: August 12, 2010

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/s/ Ann L. Maley
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Date: August 12, 2010

STEVEN G. ROSALES
LAW OFFICES OF LAWRENCE D. ROHLFING

Via email authorization on 8/12/10

/s/ Steven G. Rosales

STEVEN G. ROSALES
Attorney for Plaintiff

ORDER

The foregoing Stipulation is MODIFIED IN PART. On July 13, 2010, this Court permitted Defendant an extension of time through and including August 16, 2010. (See Doc. 18.) Thus, a second thirty (30) day extension of time would require Defendant file its opposition on or before September 15, 2010. Thus, Defendant shall have through and including September 15, 2010, within which to file an opposition to Plaintiff's Opening Brief (Doc. 16).

IT IS SO ORDERED.

Dated: August 13, 2010

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE