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Attorneys for Defendant

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

FRESNO DIVISION

LARRY TRUNDLE,

Plaintiff,

v.

MICHAEL J. ASTRUE,
Acting Commissioner of
Social Security,

Defendant.

CIVIL NO. 1:09-CV-02058 JLT

STIPULATION AND ORDER TO EXTEND
TIME

The parties hereby stipulate by counsel, with the Court's approval as indicated by issuance of the attached Order, that Defendant shall have an extension of time of 30 days to respond to Plaintiff's Opening Brief up to and including September 24, 2010. This extension is being sought because, from the time Plaintiff filed his brief and the current due date of August 25, 2010, the undersigned Counsel for the Commissioner has been assigned additional work loads that require reviewing other attorneys' cases for voluntary remand considerations and reviewing the appellate briefs of her colleagues. This work load is unpredictable and requires immediate attention. Since Plaintiff filed his brief, counsel has had to adjust to this new work load and had to draft and two appellate briefs, 4 other district court briefs and participate in a mandatory training for two work days. Given these workloads, Counsel for the

1 Commissioner was not able to complete the Commissioner's response by the current due date and
2 respectfully requests an additional 30 days.

3 The parties further stipulate that the Court's Scheduling Order shall be modified accordingly.
4

5 Respectfully submitted,

6 */s/Sengthiene Bosavanh*

7 Dated: August 25, 2010

8 SENGTHIENE BOSAVANH
9 (as authorized via email)
10 Attorney at Law

11 Attorney for Plaintiff

12 Dated: August 25, 2010

13 BENJAMIN B. WAGNER
14 United States Attorney
15 LUCILLE GONZALES MEIS
16 Regional Chief Counsel, Region IX
17 Social Security Administration

18 By:

19 */s/ Elizabeth Firer*

20 ELIZABETH FIRER
21 Special Assistant U.S. Attorney

22 Attorneys for Defendant
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IT IS SO ORDERED.

Dated: August 26, 2010

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE