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7 UNITED STATES DISTRICT COURT  
8 EASTERN DISTRICT OF CALIFORNIA  
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11 TERRY COULTER, ) Case No.: 1:10-cv-01937 - AWI - JLT  
12 )  
13 Plaintiff, ) ORDER GRANTING EXTENSION OF TIME FOR  
14 v. ) DEFENDANT TO FILE AN OPPOSITION TO  
15 COMMISSIONER OF SOCIAL SECURITY, ) PLAINTIFF'S APPLICATION FOR ATTORNEY  
16 ) FEES  
17 Defendant. ) (Doc. 30)  
18 )  
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20 The parties have stipulated through counsel to extend the period of time for Defendant to file  
21 an opposition to Plaintiff's motion application for attorney fees. (Doc. 30). Although Defendant  
22 asserts this is the first extension requested, the parties requested previously that Plaintiff have an  
23 extension to file an opening brief (Doc. 13), and that Defendant have an extension to file a response to  
24 the opening brief (Doc. 16). Accordingly, this is the *third* request for an extension in this action.

25 The Scheduling Order for the action allows a *single* thirty-day extension by stipulation, after  
26 which "request to modify [the] order must be made by written motion and will be granted only for  
27 good cause." (Doc. 7 at 4). Further, the parties were informed a "[r]equest for modification of this  
28 briefing schedule will **not** routinely be granted." (*Id.*) (emphasis in original).<sup>1</sup> Nevertheless, the Court

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<sup>1</sup> Defendant's counsel requests an extension "because this case was reassigned after briefing," and as a result counsel, counsel "is unfamiliar with the case." (Doc. 30 at 2). Though Defendant's counsel first appeared in the action after the briefing was complete, he filed objections to the Findings and Recommendations on January 13, 2012. (Doc. 25). Thus, the Court is confident that he would not have made this filing unless he was sufficiently apprised of the matter, at that time.

1 will grant the request for an extension of time, because the matter is concluded and Plaintiff has agreed  
2 to the delay. However, absent a showing of exceptionally good cause, no further extensions will be  
3 granted in this action.

4 Accordingly, **IT IS HEREBY ORDERED:**

- 5 1. Defendant's request for an extension of time is **GRANTED**;
- 6 2. Defendant SHALL file a brief in opposition on or before **July 12, 2012**.

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9 IT IS SO ORDERED.

10 Dated: **June 8, 2012**

**/s/ Jennifer L. Thurston**  
UNITED STATES MAGISTRATE JUDGE