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8 Attorneys for Defendant

9 UNITED STATES DISTRICT COURT
 10 EASTERN DISTRICT OF CALIFORNIA
 11 **FRESNO DIVISION**

12 ABRAHAM CHAPA, III)

CIVIL NO. 1:10-CV-01956-GSA

13)
14 Plaintiff,)

STIPULATION FOR EXTENSION OF TIME
TO FILE DEFENDANT'S RESPONSIVE
BRIEF

15 v.)

16 MICHAEL J. ASTRUE,
Commissioner of
17 Social Security,)

18 Defendant.)
19 _____)

20 IT IS HEREBY STIPULATED by the undersigned for the respective parties, subject to the approval
 21 of the Court, that Defendant shall have a 30-day extension of time up to and through December 3, 2011, in
 22 which to e-file his Responsive Brief. This extension is requested because the Commissioner is reviewing
 23 the defensibility of this case. Counsel apologizes for the delay and inconvenience and respectfully requests
 24 that the court grant this unopposed request for extension.

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Dated: October 26, 2011

Harvey P. Sackett
(As authorized via email on October 21, 2011)
HARVEY P. SACKETT
Attorney for Plaintiff

BENJAMIN B. WAGNER
United States Attorney
DONNA L. CALVERT
Regional Chief Counsel, Region IX

Dated: October 26, 2011

By: /s/ Theophous H. Reagans
THEOPHOUS H. REAGANS
Special Assistant United States Attorney

ORDER

Defendant seeks an extension of time of thirty days “up to and through December 3, 2011,” within which to file his opposition brief. By the Court’s calculation, a thirty day extension of time would make Defendant’s brief due Friday, December 2, 2011. This is so because Plaintiff’s opening brief was filed October 3, 2011 (Doc. 17 [10/3/11 + 30 = 11/2/11; 11/2/11 + 30 = 12/2/11]).

Accordingly, the Court ADOPTS the parties’ stipulation with the modification that Defendant’s brief is **DUE ON OR BEFORE DECEMBER 2, 2011.**

IT IS SO ORDERED.

Dated: October 27, 2011

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE