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

12
13 LUIS DEMELO,) Case No.: 1:13-cv-01247-BAM
14 Plaintiff,)
15 vs.) STIPULATION AND ORDER FOR AN
CAROLYN W. COLVIN,) EXTENSION OF TIME OF 2 DAYS FOR
16 Acting Commissioner of Social Security,) DEFENDANT’S RESPONSE TO
17 Defendant.) PLAINTIFF’S OPENING BRIEF
18)

19 IT IS HEREBY STIPULATED, by and between the parties, through their respective
20 counsel of record, that Defendant shall have an extension of time of an additional two days to
21 respond to Plaintiff’s opening brief. This is the second continuance sought by Defendant. The
22 new due date will be November 12, 2014.

23 Defendant is seeking this extension so that Defendant’s counsel can have additional time
24 to fully review the voluminous administrative record and research the issues presented by
25 Plaintiff’s opening brief. Despite Defendant’s counsel’s diligent efforts to balance her workload
26 and estimate the amount of time needed to fully review the 1000-plus page record and fully
27 research the seven issues presented by Plaintiff’s opening brief, she realized she will need
28 additional time to adequately respond to Plaintiff’s opening brief.

1 The parties further stipulate that the Court's Scheduling Order shall be modified
2 accordingly. Defendant apologizes for any inconvenience caused by the delay.

3
4 Respectfully submitted,

5 Date: November 12, 2014

6 s/ Michelle Nevarez by C.Chen*
7 (As authorized by e-mail on 11/11/2014)
8 MICHELLE NEVAREZ
9 Attorneys for Plaintiff

10 Date: November 12, 2014

BENJAMIN B. WAGNER
United States Attorney

11 By s/ Carolyn B. Chen
12 CAROLYN B. CHEN
13 Special Assistant U. S. Attorney

14 Attorneys for Defendant

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16
17 **ORDER**

18 The Court adopts the parties' stipulation. Defendant shall file its opposition no later than
19 **November 12, 2014**. The scheduling order shall be modified accordingly.

20
21 IT IS SO ORDERED.

22
23 Dated: November 12, 2014

/s/ Barbara A. McAuliffe
24 UNITED STATES MAGISTRATE JUDGE