

1 BENJAMIN B. WAGNER
United States Attorney
2 DONNA L. CALVERT
Regional Chief Counsel, Region IX
Social Security Administration
4 CYNTHIA B. DE NARDI, CSBN 256770
Special Assistant United States Attorney
5 160 Spear Street, Suite 800
6 San Francisco, California 94105
Telephone: (415) 977-8961
7 Facsimile: (415) 744-0134
8 Email: cynthia.denardi@ssa.gov

9 Attorneys for Defendant

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

13 DAVID URRABAZO,) Case No. 1: 14-CV-00309-SKO
14 Plaintiff,)
15 v.) **DEFENDANT’S UNOPPOSED REQUEST**
16 CAROLYN W. COLVIN,) **TO FILE LATE MEMORANDUM IN**
17 Acting Commissioner of Social Security,) **OPPOSITION TO PLAINTIFF’S**
18 Defendant.) **OPENING BRIEF (Doc. 14)**
19)

20
21 Defendant, through counsel, respectfully requests leave to file late her memorandum in
22 opposition to Plaintiff’s Opening Brief (Doc. 14).

23 On September 12, 2014, the Court granted the parties’ stipulation for Plaintiff to file his
24 confidential letter brief (Doc. 12). The Court also extended all other case deadlines, and set the
25 deadline for Defendant to file any opposition to Plaintiff’s Opening Brief on January 5, 2015
26 (Doc. 12). Plaintiff filed an Opening Brief on December 5, 2015 (Doc. 15).

27 Regrettably, the undersigned counsel mistakenly calendared the due date for filing any
28 opposition to Plaintiff’s Opening Brief as January 15, 2015, instead of the correct date. The

1 undersigned only learned of her mistake today, January 7, 2015. The undersigned promptly
2 sought and obtained Plaintiff's counsel's approval to request an untimely filing.

3 Defendant respectfully requests permission to file her opposition to Plaintiff's Opening
4 Brief on or before January 15, 2015.

5 Respectfully submitted,

6 BENJAMIN B. WAGNER

7 United States Attorney

8 DONNA L. CALVERT

9 Regional Chief Counsel, Region IX

10 Social Security Administration

11 Date: January 7, 2015

12 By: /s/ Cynthia B. De Nardi

13 CYNTHIA B. DE NARDI

14 Special Assistant United States Attorney

15 **ORDER**

16 Pursuant to the parties' stipulation, IT IS HEREBY ORDERED that Defendant shall file a
17 responsive brief on or before January 15, 2015, and any reply brief shall be filed by no later than
18 February 2, 2015.

19 IT IS SO ORDERED.

20 Dated: January 8, 2015

21 /s/ Sheila K. Oberto
22 UNITED STATES MAGISTRATE JUDGE