

1 BENJAMIN B. WAGNER
United States Attorney
2 DEBORAH LEE STACHEL
Acting Regional Chief Counsel, Region IX
3 Social Security Administration
4 ROYA MASSOUMI, CSBN 242697
Special Assistant United States Attorney
5 160 Spear Street, Suite 800
6 San Francisco, California 94105
Telephone: (415) 977-8945
7 Facsimile: (415) 744-0134
8 E-Mail: Roya.Massoumi@SSA.gov

9 Attorneys for Defendant

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

12 BILLY RAY WHALEY,) Case No.: 1:14-CV-01719-SMS
13)
14 Plaintiff,) STIPULATION AND ORDER FOR AN
15 vs.) EXTENSION OF 30 DAYS FOR
16) DEFENDANT TO FILE HER OPPOSITION
17 CAROLYN W. COLVIN,) TO PLAINTIFF'S OPENING BRIEF
18 Acting Commissioner of Social Security,)
19 Defendant.)

20 IT IS HEREBY STIPULATED, by the parties, through their respective counsel of record,
21 that Defendant shall have an extension of time of 30 days to file her Opposition to Plaintiff's
22 Opening Brief. The parties previously stipulated to a two-week extension for Plaintiff to file his
23 Opening Brief. This is Defendant's second request for extension. The additional time is
24 requested due to Defendant's counsel, recently re-assigned this case, has had an exceptionally
25 heavy workload at this time, including the oversight of the privacy and disclosure practice area.
26 Also, Defendant's counsel has pre-planned leave and will be out of the office beginning August
27 24, 2015 and returning September 10, 2015. The additional time requested is needed to
28

1 adequately research the issues Plaintiff has presented. The current due date is September 18,
2 2015. The new due date will be October 19, 2015.

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

5 Counsel apologizes to the Court for any inconvenience caused by this delay.

6
7 Respectfully submitted,

8
9 Dated: August 20, 2015

10 /s/ *Monica Perales
11 (*as authorized by email on August 20, 2015)
12 MONICA PERALES
13 Law Offices of Lawrence D. Rohlfing
14 Attorney for Plaintiff

15
16 Dated: August 20, 2015

17 BENJAMIN B. WAGNER
18 United States Attorney
19 DEBORAH LEE STACHEL
20 Acting Regional Chief Counsel, Region IX,
21 Social Security Administration

22 By: /s/ Roya Massoumi
23 ROYA MASSOUMI
24 Special Assistant U.S. Attorney
25 Attorneys for Defendant

26 **ORDER**

27 APPROVED.

28 IT IS SO ORDERED.

Dated: August 21, 2015

/s/ Sandra M. Snyder
UNITED STATES MAGISTRATE JUDGE

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