1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 9 EASTERN DISTRICT OF CALIFORNIA 10 11 14-mc-00006 GSA JERRY ROBERT RODRIGUEZ, 12 Movant. 13 ORDER REQUIRING THAT THE v. GOVERNMENT FILE A RESPONSE NO 14 SOCIAL SECURITY LATER THAN JUNE 27, 2014 ADMINTISTRATION OFFICE OF THE 15 INSPECTOR GENERAL, 16 Respondent. 17 On February 13, 2014, the movant, Jerry Robert Rodriquez ("the movant"), filed a Motion 18 19 for an Order Pursuant to Customer Challenge Provisions of the Right to Financial Privacy Act of 20 1978 ("RFPA"), 12 U.S.C. § 3401 et seq. (Doc. 1). However, he had not paid the filing fee. On 21 February 26, 2014, this Court ordered that the movant pay the filing fee within forty-five (45) 22 days. The filing fee was paid on March 28, 2014. 23 Pursuant to 12 U.S.C. 3410 (b) this Court orders the Respondent, Social Security 24 Administration Office of the Inspector General ("the government") to file a sworn response to the 25 26 movant's motion. This response shall be filed no later than **June 27, 2014**. 27 The government has not yet appeared in this action. Accordingly, the movant shall serve 28

a file-stamped copy of his motion and the sworn statement (Doc. 1) and a copy of this order by delivering or mailing by registered mail or certified mail to: Social Security Administration Office of the Inspector General/Office of Investigations 2440 Tulare Street, Suite 310 Fresno, California 93721 ATTN; Special Agent Eric L. Owen The movant shall file a proof of service no later than May 21, 2014. The proof of service shall contain a statement under penalty of perjury identifying the date the above documents were served, the method of service, as well as the person served. The movant is advised that "a consumer's ability to challenge a subpoena is cabined by strict procedural requirements." S.E.C. v. Jerry T. O'Brein, Inc., 467 U.S. 735, 745 (1984). Failure to comply with this order may result in dismissal of this action. The Clerk of the Court is also directed to serve the government with a copy of this order at the above address via first-class mail. IT IS SO ORDERED. Dated: **May 8, 2014** /s/ Gary S. Austin UNITED STATES MAGISTRATE JUDGE