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8	UNITED STATI	ES DISTRICT COURT	
9	EASTERN DISTRICT OF CALIFORNIA		
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11	RODNEY LEE MIGLIORE,) Case No.: 1:15-cv-00638- JLT	
12	Plaintiff,	ORDER GRANTING DEFENDANT'S REQUEST	
13	v	(Doc. 15)	
14	CAROLYN W. COLVIN, Acting Commissioner of Social Security,		
15	Defendant.		
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17	On February 10, 2016, Defendant filed a stipulation of the parties to extend time for Defendant		
18	to file a response to Plaintiff's opening brief. (Doc. 15) Importantly, the scheduling order in this action		
19	allows for "a <i>single</i> thirty (30) day extension" by stipulation of the parties. (Doc. 4-1 at 4, emphasis		
20	added) This extension was used previously by Plaintiff, who requested an extension of time to prepare		
21	the opening brief. (Docs. 12-13) Beyond the single thirty-day extension, "requests to modify [the		
22	scheduling] order must be made by written motion and will be granted only for good cause." (Doc. 4-1		
23	at 4) Further, the parties are cautioned that "[r]equests for modification of th[e] briefing schedule will		
24	not routinely be granted. (<i>Id.</i> , emphasis in original) Therefore, the Court construes the stipulation of		
25	the parties to be a motion by Plaintiff for modification of the Court's Scheduling Order.		
26	Here, the response to the opening brief was to be filed no later than February 10, 2016.		
27	Defendant's counsel, Marcelo Illarmo, reports this extension of time is necessary because he "has a		
28	higher than normal workload." (Doc. 15 at 1) I	Plaintiff does not oppose the requested extension. (Id.)	

1	Accordingly, IT IS HEREBY ORDERED:	
2	1.	Defendant's request for an extension of time is GRANTED;
3	2.	Defendant SHALL file a response to Plaintiff's opening brief on or before March 11,
4		2016 ; and
5	3.	The parties are cautioned that no further extensions will be granted without the showing
6		of exceptionally good cause.
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8	IT IS SO ORDERED.	
9	Dated:	February 11, 2016 /s/ Jennifer L. Thurston
10		UNITED STATES MAGISTRATE JUDGE
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