

1 PHILLIP A. TALBERT
United States Attorney
2 DEBORAH LEE STACHEL
Regional Chief Counsel, Region IX
Social Security Administration
3 JENNIFER A. KENNEY
Special Assistant United States Attorney
4 160 Spear Street, Suite 800
5 San Francisco, California 94105
6 Telephone: (415) 977-8945
7 Facsimile: (415) 744-0134
8 E-Mail: Jennifer.A.Kenney@SSA.gov

9 Attorneys for Defendant

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

12 KEVIN GUTH,) Case No.: 1:16-CV-00625-GSA
13)
14 Plaintiff,) STIPULATION AND ORDER FOR A
15 vs.) SECOND EXTENSION OF 1 DAY FOR
16) DEFENDANT TO FILE HER OPPOSITION
17) TO PLAINTIFF'S OPENING BRIEF
18)
19)
20)
21)
22)
23)
24)
25)
26)
27)
28)

IT IS HEREBY STIPULATED, by the parties, through their respective counsel of record, that Defendant shall have a second extension of 1 day to file her Opposition to Plaintiff's Opening Brief. Defendant's previous extension was for 30 days. The additional time is requested due to unexpected technical issues that prevented Defendant's counsel from accessing the electronic files needed to complete her briefing. The additional day will enable Defendant's

¹ Nancy A. Berryhill is now the Acting Commissioner of Social Security. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Nancy A. Berryhill should be substituted for Acting Commissioner Carolyn W. Colvin as the defendant in this suit. No further action needs to be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

1 counsel to finalize the document and file her response to Plaintiff's Opening Brief. The current
2 due date is March 13, 2017. The new due date will be March 14, 2017.

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

5 Respectfully submitted,

6
7 Dated: March 13, 2017

/s/ *Cyrus Safa
(*as authorized by email on Mar. 13, 2017)
CYRUS SAFA
Law Offices of Lawrence D. Rohlfing
Attorney for Plaintiff

8
9
10
11 Dated: March 13, 2017

PHILLIP A. TALBERT
United States Attorney
DEBORAH LEE STACHEL
Regional Chief Counsel, Region IX,
Social Security Administration

12
13
14
15 By: /s/ Jennifer A. Kenney
JENNIFER A. KENNEY
Special Assistant U.S. Attorney
Attorneys for Defendant

16
17
18 **ORDER**

19
20 Pursuant to the above stipulation (Doc. 21), Defendant's Opposition to Plaintiff's
21 Opening Brief shall be filed no later than **March 14, 2017**. Any Reply shall be filed no later than
22 fifteen (15) days after the filing of the Opposition.

23 IT IS SO ORDERED.

24
25 Dated: March 14, 2017

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE