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6 **UNITED STATES DISTRICT COURT**
7 **EASTERN DISTRICT OF CALIFORNIA**
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9 GARY PAUL PENDERGAST,) Case No.: 1:16-cv-00748-SAB
10 Plaintiff,)
11 v.) ORDER RE SECOND STIPULATION
12 COMMISSIONER OF SOCIAL) TO EXTEND TIME TO FILE
13 SECURITY,) PLAINTIFF'S OPENING BRIEF
14 Defendant.) (ECF No. 16)

15 On February 14, 2017, the parties filed a stipulated request that an extension
16 of time be granted to allow Plaintiff to file an opening brief and indicated that an
17 extension was needed as the parties have been unable to reach a settlement in this
18 action. (ECF No. 16.) The Court shall grant the parties' request. However, the
19 parties are advised that due to the impact of social security cases on the Court's
20 docket and the Court's desire to have cases decided in an expedient manner,
21 requests for modification of the briefing scheduling will not routinely be granted
22 and will only be granted upon a showing of good cause. Further, requests to
23 modify the briefing schedule that are made on the eve of a deadline will be looked
24 upon with disfavor and may be denied absent good cause for the delay in seeking
25 an extension.
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Pursuant to the stipulation of the parties, IT IS HEREBY ORDERED that:

1. Plaintiff's opening brief shall be filed on or before February 28, 2017;
2. Defendant's response shall be filed on or before March 30, 2017; and
3. Plaintiff's reply, if any, shall be filed on or before April 14, 2017.

IT IS SO ORDERED.

Dated: February 15, 2017


UNITED STATES MAGISTRATE JUDGE