

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

GARY PAUL PENDERGAST, ) Case No.: 1:16-cv-00748-SAB  
Plaintiff, )  
v. ) ORDER RE SECOND STIPULATION  
COMMISSIONER OF SOCIAL ) TO EXTEND TIME TO FILE  
SECURITY, ) PLAINTIFF'S OPENING BRIEF  
Defendant. ) (ECF No. 16)  
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)

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.

1 Pursuant to the stipulation of the parties, IT IS HEREBY ORDERED that:  
2 1. Plaintiff's opening brief shall be filed on or before February 28, 2017;  
3 2. Defendant's response shall be filed on or before March 30, 2017; and  
4 3. Plaintiff's reply, if any, shall be filed on or before April 14, 2017.

5 IT IS SO ORDERED.  
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7 Dated: February 15, 2017

  
UNITED STATES MAGISTRATE JUDGE

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