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8 Attorneys for Defendant

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

13 GERALD DEAN COLE,)	Case No.: 1:16-cv-00754-BAM
)	
14 Plaintiff,)	JOINT STIPULATION AND ORDER FOR
)	EXTENSION OF TIME FOR
15 vs.)	DEFENDANT TO RESPOND TO
16 NANCY A. BERRYHILL,)	PLAINTIFF'S MOTION FOR SUMMARY
Acting Commissioner of Social Security,)	JUDGMENT
)	
17 Defendant.)	
)	

19
20 IT IS HEREBY STIPULATED, by the parties, through their respective counsel of record,
21 that the time for responding to Plaintiff's Motion for Summary Judgment be extended for forty-
22 five (45) days from June 9, 2017 to **July 24, 2017**. This is Defendant's first request for
23 extension. Good cause exists to grant Defendant's request for extension. Additional time is
24 required as counsel for Defendant was out of the office on sick leave last week and has been
25 suffering from debilitating migraines. In addition, Counsel for Defendant has over 50 active
26 pending matters, of which require 2+ responses to dispositive motions per week until mid-July.
27 Due to current workload demands and unanticipated medical leave, Counsel needs additional
28 time to adequately review the voluminous transcript and properly respond to Plaintiff's Motion

1 for Summary Judgment. Counsel for Defendant apologizes for the belated request, but was
2 unable to finish Defendant's response in time and did not anticipate seeking an extension due to
3 her debilitating migraines. Defendant makes this request in good faith with no intention to
4 unduly delay the proceedings. The parties further stipulate that the Court's Scheduling Order
5 shall be modified accordingly.

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7 Dated: June 6, 2017

Respectfully submitted,
/s/ *Jacqueline Forslund
(*as authorized by email on June 6, 2017)
JACQUELINE FORSLUND
Attorney for Plaintiff

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9
10 Dated: June 6, 2017

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13 By /s/ Tina L. Naicker
TINA L. NAICKER
Special Assistant U.S. Attorney
Attorneys for Defendant

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16 **ORDER**

17 Based upon the stipulation of the parties, and for cause shown, IT IS HEREBY
18 ORDERED, that Defendant shall have a 45-day extension, or until July 24, 2017, in which to file
19 an Opposition to Plaintiff's Opening Brief; and that all other deadlines set forth in the Case
20 Management Order shall be extended accordingly.

21
22 IT IS SO ORDERED.

23 Dated: June 7, 2017

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE