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9 Attorneys for Plaintiff MARY COLLEEN MESSERLI

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

MARY COLLEEN MESSERLI,)	Case No.: 1:16-cv-00800-SKO
)	
Plaintiff,)	STIPULATION TO EXTEND
)	BRIEFING SCHEDULE; ORDER
vs.)	
)	(Doc. 10)
CAROLYN COLVIN, Acting)	
)	
Commissioner of Social Security,)	
)	
Defendant)	

TO THE HONORABLE SHEILA K. OBERTO, MAGISTRATE JUDGE
OF THE DISTRICT COURT:

Plaintiff Mary Colleen Messerli (“Plaintiff”) and defendant Carolyn Colvin, Acting Commissioner of Social Security (“Defendant”), through their undersigned counsel of record, hereby stipulate, pursuant to the Court’s Scheduling Order, to extend the time for Plaintiff to provide Defendant with Plaintiff’s Settlement Letter Brief to December 5, 2016; and that Defendant shall have until January 9, 2017, to provide a response.

1 This Court is aware that Counsel's Spouse battled Stage IV breast cancer
2 which metastasized initially to her liver and continued to progress with tumors in her
3 lungs, spine and brain. After exhausting all known chemotherapy treatments over
4 18 months ago and surviving on willful determination and profound faith alone
5 Counsel's wife has succumbed to her illness. On September 30, 2016 Counsel
6 gently held his wife as she relinquished her fight and passed away. Counsel
7 required time to deal with providing the appropriate respect to his spouse and to
8 assist his two elementary school age children return to a normal routine.

9 Counsel sincerely apologizes to the court for any inconvenience this may
10 have had upon it or its staff.

11
12 DATE: December 5, 2016

Respectfully submitted,

13 LAW OFFICES OF LAWRENCE D. ROHLFING

14 /s/ *Steven G. Rosales*

15 BY: _____

Steven G. Rosales

Attorney for plaintiff SHERRI RENEE TELNAS

16 DATE: December 5, 2016

BENJAMIN WAGNER

United States Attorney

Deborah Stachel

18 Regional Chief Counsel, Region IX

19 Social Security Administration

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21 */S/- Sundeep Patel

22 _____
Sundeep Patel

Special Assistant United States Attorney

23 Attorney for Defendant

24 [*Via email authorization]

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ORDER

Based on the above stipulation of the parties (Doc. 10), IT IS HEREBY ORDERED that Plaintiff is granted an extension of time, up to and including December 5, 2016, to serve her Confidential Letter Brief. Defendant shall serve her response to Plaintiff's Confidential Letter Brief on or before January 9, 2017.

All other deadlines set forth in the Scheduling Order (Doc. 5) are modified accordingly.

It is further ORDERED that Plaintiff's Motion to Strike Erroneous Filing (Doc. 12) is GRANTED, and the filing at Docket No. 11 is hereby STRICKEN from the docket.

IT IS SO ORDERED.

Dated: December 6, 2016

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE