

1 PHILLIP A. TALBERT
United States Attorney
2 DEBORAH LEE STACHEL
Regional Chief Counsel, Region IX
3 Social Security Administration
TINA L. NAICKER, CSBN 252766
4 Special Assistant United States Attorney
160 Spear Street, Suite 800
5 San Francisco, California 94105
Telephone: (415) 268-5611
6 Facsimile: (415) 744-0134
7 E-Mail: Tina.Naicker@SSA.gov

8 Attorneys for Defendant

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

12
13 JENYNE THORNTON,
14 Plaintiff,
15 vs.
16 NANCY A. BERRYHILL,
Acting Commissioner of Social Security,
17 Defendant.
18

) Case No.: 1:16-CV-00816-GSA

) **JOINT STIPULATION AND ORDER FOR**
) **EXTENSION OF TIME FOR**
) **DEFENDANT TO RESPOND TO**
) **PLAINTIFF'S MOTION FOR SUMMARY**
) **JUDGMENT**

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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 from
22 August 7, 2017 to **August 16, 2017**. This is Defendant's fourth request for extension. Good
23 cause exists to grant Defendant's request for extension. Additional time is required as counsel
24 for Defendant is suffering from debilitating migraines, which impairs her vision. Counsel for
25 Defendant was also recently admitted into ER and could not work over the weekend as expected.
26 As such, Counsel needs additional time to properly respond to Plaintiff's Motion for Summary
27 Judgment. Counsel for Defendant apologizes for the belated nature of this request, but did not
28 anticipate seeking an additional extension due her migraine and could not file the extension due
JS for Extension of Time, Case No. 1:16-CV-00816-GSA

1 to her vision impairment. Defendant makes this request in good faith with no intention to unduly
2 delay the proceedings. The parties further stipulate that the Court's Scheduling Order shall be
3 modified accordingly.

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5 Respectfully submitted,

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7 Dated: August 7, 2017

s/ *Melissa Newel
(*as authorized by email on August 7, 2017)
MELISSA NEWEL
Attorney for Plaintiff

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10 Dated: August 7, 2017

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

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

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19 **ORDER**

20 Pursuant to the parties' stipulation (Doc. 29), Defendant shall file her Opposition no later
21 than **August 16, 2017**. Any Reply shall be filed no later than fifteen (15) days after the filing of
22 the Opposition. In light of the most recent stipulation, the Court deems the stipulation filed on
23 August 4, 2017 (Doc. 28) withdrawn.

24
25 IT IS SO ORDERED.

26 Dated: August 8, 2017

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE