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11 **UNITED STATES DISTRICT COURT**
12 **EASTERN DISTRICT OF CALIFORNIA**
13 **FRESNO DISTRICT**

14 DESIREE MCDOUGAL FOR WALTER)
JASON INMAN,)

15 Plaintiff)

16 v.)

17 NANCY A. BERRYHILL,¹)
Acting Commissioner of Social Security,)

18 Defendant.)
19
20

Case No. 1:16-CV-00962-EPG

AMENDED JOINT STIPULATION FOR
SECOND EXTENSION OF TIME TO FILE
DEFENDANT'S RESPONSIVE BRIEF

[ECF Nos. 15-16]

21 Plaintiff Desiree McDougal and Defendant, Nancy A. Berryhill, through her undersigned counsel
22 of record, stipulate the approval of the Court, to extend the time for Defendant to file Defendant's
23

24 ¹ Nancy A. Berryhill is now the Acting Commissioner of Social Security. Pursuant to Rule 25(d) of the
25 Federal Rules of Civil Procedure, Nancy A. Berryhill should be substituted for Carolyn W. Colvin as the
26 defendant in this suit. No further action needs to be taken to continue this case by reason of the last
sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

1 Responsive Brief by thirty-two days from June 12, 2017 to July 12, 2017, with other dates in this
2 Scheduling Order (Social Security Appeal) extended accordingly. This is the Defendant's second
3 request for an extension.

4 There is good cause because, since the Defendant's previous extension, counsel has had
5 numerous other deadlines, including District Court briefs, a dispositive motion in an employment law
6 case, and an oral argument in a District Court case. Defendant's Counsel was also out of the office on
7 approved leave for nearly two weeks in May, and, as of June 5, 2017, counsel will be out of the office
8 on extended leave. Defendant transferred the case to another attorney in the office. As a result, the
9 Defendant's new counsel needs additional time to respond to the issues Plaintiff raised in her Opening
10 Brief. Supervisory Attorney, Theophous Reagans, files this Amended Stipulation for Extension on
11 behalf of April Alongi. Counsel makes this request in good faith and without any intention of causing
12 undue delay.
13

14 Counsel for Plaintiff has indicated, via e-mail, that she does not oppose this motion
15 to extend.

16 Respectfully submitted this 5th day of June 2017.

17 PHILLIP A. TALBERT
18 United States Attorney
19 DEBORAH LEE STACHEL
Regional Chief Counsel, Region IX
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20 /s/Theophous H. Reagans
21 THEOPHOUS H. REAGANS
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22 Attorneys for Defendant

23 /s/ Melissa Newel
24 MELISSA NEWEL

25 Attorney for Plaintiff
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The motion for extension of time (ECF No. 15) filed on June 2, 2017 requests the same relief as the stipulation (ECF No. 16) filed on June 5, 2017. Thus, the motion for extension of time (ECF No. 15) is denied as moot.

Dated: **June 5, 2017**

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