

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 NICK ANGELO SPALLIERO,) Case No.: 1:16-CV-01387-BAM
14 Plaintiff,) **JOINT STIPULATION AND ORDER FOR**
15 vs.) **EXTENSION OF TIME FOR**
16 NANCY A. BERRYHILL,) **DEFENDANT TO RESPOND TO**
Acting Commissioner of Social Security,) **PLAINTIFF'S MOTION FOR SUMMARY**
17 Defendant.) **JUDGMENT**
18)
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
22 approximately thirty days from June 23, 2017 to **July 24, 2017**. This is Defendant's first request
23 for extension. Good cause exists to grant Defendant's request for extension. Additional time is
24 required as counsel for Defendant has been out of the office on medical leave for herself and to
25 take care of her elderly mother, who had surgery in late May. Due to unanticipated medical
26 leave, Counsel for Defendant became behind on her caseload. Due to current workload demands
27 and shortened staff, Counsel currently has over 50+ active pending matters, with two or more
28 dispositive motions due per week until mid-July. Defendant makes this request in good faith

1 with no intention to unduly delay the proceedings. The parties further stipulate that the Court's
2 Scheduling Order shall be modified accordingly.

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4 Respectfully submitted,

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6 Dated: June 19, 2017

/s/ *Cyrus Safa
(*as authorized by email on June 19, 2017)
CYRUS SAFA
Attorney for Plaintiff

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10 Dated: June 19, 2017

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Social Security Administration

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

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18 **ORDER**

19 Based upon the stipulation of the parties, and for cause shown, IT IS HEREBY
20 ORDERED, that Defendant shall have a 30-day extension, or until July 24, 2017, in which to file
21 an Opposition to Plaintiff's Opening Brief; and that all other deadlines set forth in the Case
22 Management Order shall be extended accordingly.

23
24 IT IS SO ORDERED.

25 Dated: June 20, 2017

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE