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9 Attorneys for Plaintiff ANDY D. STOLTZNER

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**UNITED STATES DISTRICT COURT**  
**EASTERN DISTRICT OF CALIFORNIA**

ANDY D. STOLTZNER,	)	Case No.: 1:16-cv-01490-EPG
Plaintiff,	)	STIPULATION TO EXTEND
vs.	)	BRIEFING SCHEDULE; ORDER
NANCY A. BERRYHILL, Acting	)	
Commissioner of Social Security,	)	
Defendant	)	

TO THE HONORABLE ERICA P. GROSJEAN, MAGISTRATE JUDGE  
OF THE DISTRICT COURT:

Plaintiff Andy D. Stoltzner (“Plaintiff”) and defendant Nancy A. Berryhill, 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 May 2, 2017; and that Defendant shall have until June 6, 2017, to provide a response.

1           As the Court is aware, after a 5 year battle with terminal stage 4 cancer  
2 Plaintiff's Spouse passed away on September 30, 2016. The aftermath of this  
3 traumatic event on both Counsel and his 9 year old son and 7 year old daughter was  
4 immeasurable. Compounding the impact of this loss is the fact that Counsel's  
5 spouse was a former employee at Counsel's Law Firm and her death was far  
6 reaching in its impact on Counsel's professional life as well. Due to the death, the  
7 subsequent holiday period, and the need to find a permanent caregiver and the  
8 required time to acclimate his children to that presence during his absence to meet  
9 his professional obligations, Counsel required the additional time to prepare and  
10 provide Defendant with Plaintiff's Settlement Letter Brief.

11           Counsel for plaintiff does not anticipate this extraordinary request for more  
12 time to become the rule and recognizes it is the extraordinary exception and  
13 sincerely apologizes to the court for any inconvenience this may have had upon it  
14 or its staff.

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1 DATE: May 2, 2017

Respectfully submitted,

2 LAW OFFICES OF LAWRENCE D. ROHLFING

3 */s/ Steven G. Rosales*

4 BY: \_\_\_\_\_

Steven G. Rosales

Attorney for plaintiff ANDY D. STOLTZNER

5 DATE: May 2, 2017

SANDRA R. BROWN

Acting United States Attorney

6 Donna L. Calvert

7 Regional Chief Counsel, Region IX

8 Social Security Administration

9 *\*/S/- Carolyn B. Chen*

10 \_\_\_\_\_  
Carolyn B. Chen

11 Special Assistant United States Attorney

12 Attorney for Defendant

13 [\*Via email authorization]

14  
15 **Order**

16 Based on the above stipulation and good cause appearing therein, IT IS  
17 HEREBY ORDERED that plaintiff may have an extension of time for Plaintiff to  
18 provide Defendant with Plaintiff's Settlement Letter Brief to and including May 2,  
19 2017; Defendant may have an extension of time to June 6, 2017 to file her  
20 response. All other deadlines in the scheduling order are modified accordingly.

21 IT IS SO ORDERED.

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23 Dated: May 4, 2017

*/s/ Eric P. Gray*  
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24 UNITED STATES MAGISTRATE JUDGE

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