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

12
13 FRED D. MCMILLEN IV,) Case No.: 1:17-cv-00664-SKO
14 Plaintiff,)
15 vs.) STIPULATION AND ORDER FOR A
NANCY A. BERRYHILL,) SECOND EXTENSION OF TIME FOR
16 Acting Commissioner of Social Security,) DEFENDANT’S RESPONSE TO
17 Defendant.) PLAINTIFF’S OPENING BRIEF
) (Doc. 20)
18)

19
20 IT IS HEREBY STIPULATED, by and between the parties, through their respective
21 counsel of record, that Defendant shall have an extension of time of 14 additional days to
22 respond to Plaintiff’s opening brief. The current due date is May 4, 2018. The new due date will
23 be May 18, 2018.

24 There is good cause for this request. Since the granting of Defendant’s previous request
25 for a 35-day extension of time, Defendant’s counsel had been diligently addressing her full
26 workload. In addition, during the weekend of March 30, 2018, Defendant’s counsel had a
27 serious personal emergency and took multiple days of leave to address and recover from the
28 emergency and continues to take leave intermittently for treatment. Defendant’s counsel is

1 continuing to address and prioritize the backlog of cases that she could not address while on
2 leave.

3 Thus, Defendant is respectfully requesting additional time up to and including May 18,
4 2018, to fully review the record and research the issues presented by Plaintiff's opening brief in
5 this case. This request is made in good faith with no intention to unduly delay the proceedings.

6
7 Respectfully submitted,

8 Date: May 3, 2018

FORSLUND LAW LLC

9 *s/ Jacqueline A. Forslund by C.Chen**
10 (As authorized by email on 5/3/2018)
11 JACQUELINE A. FORSLUND
12 Attorneys for Plaintiff

13 Date: May 3, 2018

MCGREGOR W. SCOTT
United States Attorney

14 By *s/ Carolyn B. Chen*
15 CAROLYN B. CHEN
16 Special Assistant U. S. Attorney

17 Attorneys for Defendant

18
19 ORDER

20 Pursuant to the parties' above second "Stipulation for Extension of Time" for Defendant
21 to file the response to Plaintiff's Opening Brief (Doc. 20), IT IS HEREBY ORDERED that
22 Defendant has until May 18, 2018, to submit a response to Plaintiff's Opening Brief. All other
23 dates in the Scheduling Order (Doc. 6) shall be extended accordingly.

24
25 IT IS SO ORDERED.

26 Dated: May 3, 2018

27 */s/ Sheila K. Oberto*
28 UNITED STATES MAGISTRATE JUDGE