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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

EUGENIA BROWN,
Plaintiff,
v.
COMMISSIONER OF SOCIAL SECURITY.
Defendant.

Case No. 1:17-cv-00950-SAB
ORDER DENYING STIPULATION FOR
EXTENSION OF TIME TO FILE OPENING
BRIEF AS UNNECESSARY
(ECF No. 9)

On July 14, 2017, Plaintiff filed the present action seeking review of the Commissioner’s denial of an application for benefits. On July 17, 2017, the Court issued a scheduling order. (ECF No. 3-1). The scheduling order states that within 35 days of the date of service of Plaintiff’s confidential letter brief, Defendant shall serve a confidential letter brief on Plaintiff. (ECF No. 3-1 at 2.) The scheduling order also states that within 30 days of the date of service of Defendant’s confidential letter brief, Plaintiff shall file an opening brief. (ECF No. 3-1 at 3.)

Plaintiff served her confidential letter brief on Defendant on December 21, 2017. (ECF No. 8.) There is no indication that Defendant has served her confidential letter brief on Plaintiff.

On January 4, 2018, Plaintiff filed a stipulation to extend the time to file her opening brief from January 5, 2018, to February 2, 2018. (ECF No. 9.) However, Plaintiff’s opening brief is not due on January 5, 2018. The deadline for Defendant to serve her confidential letter brief is January 25, 2018. Plaintiff’s opening brief will not be due until 30 days after Defendant

