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

13 TONY YBARRA,)	Case No.: 1:18-cv-00064-JDP
14 Plaintiff,)	
15 vs.)	STIPULATION AND ORDER FOR AN
16 NANCY A. BERRYHILL,)	EXTENSION OF TIME OF 45 DAYS FOR
Acting Commissioner of Social Security,)	DEFENDANT'S RESPONSE TO
17 Defendant.)	PLAINTIFF'S OPENING BRIEF
18)	

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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 45 additional days to
22 respond to Plaintiff's opening brief. The current due date is October 29, 2018. The new due
23 date will be December 13, 2018.

24 This is Defendant's first request for an extension of time and this is the second request for
25 an extension of time in this case overall. There is good cause for this request. Since the filing of
26 Plaintiff's opening brief, Defendant's counsel has been addressing her full workload of district
27 court cases and other cases including other cases that were previously extended. In addition,
28 new matters that were not previously anticipated and could not be assigned to another attorney,

1 including a hearing with about a week's notice in advance, created some crowding of the briefing
2 schedule around the due date of this case. Moreover, Defendant's counsel continues to have a
3 full workload for the next few weeks. Thus, Defendant is respectfully requesting additional time
4 up to and including December 13, 2018, to fully review the record and research the issues
5 presented by Plaintiff's opening brief. This request is made in good faith with no intention to
6 unduly delay the proceedings.

7
8 Respectfully submitted,

9 Date: October 29, 2018

10 s/ Lawrence D. Rohlfing by C.Chen*
11 (As authorized by email on 10/29/2018)
12 LAWRENCE D. ROHLFING
Attorneys for Plaintiff

13 Date: October 29, 2018

14 MCGREGOR W. SCOTT
United States Attorney

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

17 Attorneys for Defendant
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19 IT IS SO ORDERED.
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21 Dated: November 1, 2018

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23 _____
24 UNITED STATES MAGISTRATE JUDGE
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