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Attorneys for Defendant

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

DAVID TUUPOINA,
Plaintiff,
vs.
NANCY A. BERRYHILL,
Acting Commissioner of Social Security,
Defendant.
Case No.: 1:18-cv-01320-GSA
JOINT STIPULATION AND ORDER FOR
EXTENSION OF TIME TO RESPOND TO
PLAINTIFF'S OPENING BRIEF.

IT IS HEREBY STIPULATED, by the parties, through their respective counsel of record, that the time for Defendant to respond to Plaintiff's Opening Brief be extended from October 2, 2019 to October 3, 2019. This is Defendant's third request for extension. Good cause exists to grant Defendant's request for extension. Counsel for Defendant (Counsel) has been out of the office on intermittent sick leave due to her ongoing health issues. Due to unanticipated leave, Counsel needs additional time to adequately review the transcript and properly respond to Plaintiff's Motion for Summary Judgment. The parties further stipulate that the Court's Scheduling Order shall be modified accordingly. Defendant makes this request in good faith with

1 no intention to unduly delay the proceedings. Counsel apologizes for the belated request, but
2 made her request as soon as reasonably practicable.

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4 Respectfully submitted,

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6 Dated: October 2, 2019

7 /s/ Kelsey Brown
(*as authorized by email on October 2, 2019)
8 KELSEY BROWN
Attorney for Plaintiff

9

10 Dated: October 2, 2019

11 MCGREGOR W. SCOTT
12 United States Attorney
DEBORAH LEE STACHEL
Regional Chief Counsel, Region IX
Social Security Administration

13 By

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

17 IT IS SO ORDERED.

18 Dated: October 7, 2019

19 /s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE