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9 Attorneys for Defendant

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

13 JORGE RODOLPHO DELGADO, ) Case No.: 1:19-cv-01254-GSA  
14 ) )  
Plaintiff, ) MOTION AND ORDER FOR  
15 ) ) EXTENSION (SECOND REQUEST)  
vs. ) )  
16 ANDREW SAUL, ) )  
Acting Commissioner of Social Security, ) )  
17 ) )  
18 Defendant. ) )  
19

20 Defendant respectfully requests an extension of thirty (30) days in which to file his  
21 responsive brief in this case, changing the date on which the brief is due from the current due  
22 date of September 8, 2020, to the new due date of October 8, 2020. This is Defendant's second  
23 request for extension. On September 3, 2020, Defendant conferred with Counsel for Plaintiff,  
24 Jonathan Pena, who confirmed that Plaintiff does not oppose this request.  
25

26 Counsel for Defendant makes this request for good cause and in good faith, with no  
27 intention of unduly delaying the proceedings. Counsel for Defendant states that a particularly  
28 challenging workload, coupled with recent medical emergencies, including her own surgery and

1 the hospitalization of a family member within the past month, have impeded her ability to  
2 complete the brief by the current due date. Counsel for defendant further represents that since  
3 March 2020, her office has lost five attorneys, and their cases were reassigned to the remaining  
4 attorneys, including the undersigned, resulting in an unusually heavy caseload. Counsel for  
5 Defendant states that she currently has four district court briefs due on or before September 9,  
6 2020, and is unable to provide the Court with a quality brief within the time remaining. Counsel  
7 for Defendant sincerely apologizes for any inconvenience to Plaintiff or the Court caused by this  
8 request. Counsel for Defendant further requests that all other deadlines in the Court's scheduling  
9 order be modified accordingly.

10 Respectfully submitted,

11  
12 September 4, 2020

McGREGOR W. SCOTT  
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DEBORAH LEE STACHEL  
Regional Chief Counsel, Region IX  
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15  
16 */s/ Carol S. Clark*  
CAROL S. CLARK  
17 Special Assistant United States Attorney

18 IT IS SO ORDERED.

19 Dated: September 8, 2020

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