

1 PHILLIP A. TALBERT  
2 United States Attorney  
3 MATHEW W. PILE, WSBA 32245  
4 Associate General Counsel  
5 Office of Program Litigation, Office 7  
6 Social Security Administration  
7 MARLA K. LETELLIER  
8 Special Assistant United States Attorney  
9 160 Spear Street, Suite 800  
10 San Francisco, California 94105  
11 Telephone: (510) 970-4858  
12 Facsimile: (415) 744-0134  
13 E-Mail: Marla.Letellier@ssa.gov

14 Attorneys for Defendant

15 UNITED STATES DISTRICT COURT  
16 EASTERN DISTRICT OF CALIFORNIA

17 SHANE STEVEN JOHNSON, ) Case No.: 1:21-cv-01066-EPG  
18 Plaintiff, ) ORDER RE: STIPULATION FOR AN  
19 vs. ) EXTENSION OF TIME  
20 KILOLO KIJAKAZI, Acting Commissioner of ) (ECF No. 28)  
21 Social Security, )  
22 Defendant. )

23 Pending the Court's approval, the time for Defendant to file her Motion for Summary  
24 Judgment is extended forty-five (45) days from November 28, 2022, up to and including January  
25 12, 2023. This is the Defendant's first request for an extension on the deadline to file her Motion  
26 for Summary Judgment.

27 Counsel for Defendant requests this extension due to workload issues that have been  
28 exacerbated after Counsel was unexpectedly sick with the flu. For example, Counsel for  
29 Defendant is currently responsible for briefing dispositive cases in sixteen Federal District Court  
30 cases between November 14, 2022 and December 9, 2022. Furthermore, Counsel will be out of  
31 the office from November 17, 2022 through November 28, 2022. Defendant appreciates

1 Plaintiff's Counsel's professional courtesy and apologizes to the Court for the inconvenience.

2 The parties further stipulate that the Court's Scheduling Order shall be modified  
3 accordingly.

4

5 Respectfully submitted,

6 Dated: November 16, 2022

7 PHILLIP A. TALBERT  
8 United States Attorney  
9 PETER THOMPSON  
Acting Regional Chief Counsel, Region IX  
Social Security Administration

10 By /s/ Marla K. Letellier  
11 MARLA K. LETELLIER  
12 Special Assistant U.S. Attorney  
13 Attorneys for Defendant

14 Dated: November 16, 2022

PENA & BROMBERG

15 By /s/ Jonathan Pena\*  
16 (\*as authorized via e-mail on November 16, 2022)  
17 JONATHAN PENA  
18 Attorney for Plaintiff

## ORDER

Pursuant to the parties' stipulation (ECF No. 28), IT IS HEREBY ORDERED that Defendant shall have an extension, up to and including January 12, 2023, to file Defendant's Motion for Summary Judgment.

IT IS SO ORDERED.

Dated: **November 18, 2022**

/S/ Eric P. Grujic

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UNITED STATES MAGISTRATE JUDGE