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

Alexander Jesse Ramirez,
Plaintiff,

vs.

Kilolo Kijakazi, Acting
Commissioner of Social Security,
Defendant.

Case No. 1:22-cv-00445-ADA-GSA
STIPULATION AND PROPOSED
ORDER FOR EXTENSION OF
TIME

IT IS HEREBY STIPULATED, by and between the parties through their respective counsel of record, with the Court's approval, that Plaintiff shall have a 60-day extension of time, from September 29, 2022 to November 28, 2022, for Plaintiff to serve on defendant with Plaintiff's Motion for Summary Judgment. All other dates in the Court's Scheduling Order shall be extended accordingly.

This is Plaintiff's second request for an extension of time. In the months of May through July 21, 2022, Counsel has received an influx of Social Security Certified Administrative Records (CAR). A review of the records received shows

1 Counsel has received at least 50 CARs, the majority of which were filed in June
2 2022. This has caused an unusually large number of cases that have merit briefs
3 due in the months of August and September. For the weeks of September 26, 2022
4 and October 3, 2022, Counsel currently has 17 merit briefs, and several letter briefs
5 and reply briefs. Additional time is needed to thoroughly brief this matter for the
6 Court.

7 Also, as previously reported, Counsel for Plaintiff underwent major
8 orthopedic surgery in March 2022, requiring significant physical therapy. This has
9 required Plaintiff's counsel to take time off during the work week and work
10 months since then. Although much improved, Counsel still participates in regular
11 physical therapy two to three times per week. Lastly, Counsel for Plaintiff and his
12 husband are expecting their fourth child through surrogacy and time off or a
13 reduction in workhours during the last week of October 2022 is expected.

14 Defendant does not oppose the requested extension. Counsel apologizes to
15 the Defendant and Court for any inconvenience this may cause.

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17 Respectfully submitted,

18 Dated: September 12, 2022 PENA & BROMBERG, ATTORNEYS AT LAW
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20 By: /s/ Jonathan Omar Pena
21 JONATHAN OMAR PENA
22 Attorneys for Plaintiff
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24 Dated: September 12, 2022 PHILLIP A. TALBERT
25 United States Attorney
26 PETER K. THOMPSON
27 Acting Regional Chief Counsel, Region IX
28 Social Security Administration

1 By: */s/ Caspar Chan
2 Caspar Chan
3 Special Assistant United States Attorney
4 Attorneys for Defendant
5 (*As authorized by email on September 12, 2022)

6 **ORDER**

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9 Pursuant to stipulation,

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11 IT IS SO ORDERED.

12 Dated: September 16, 2022

13 /s/ Gary S. Austin
14 UNITED STATES MAGISTRATE JUDGE
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