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

11		)	Case No.: 1:24-cv-01049-GSA
12	PAUL EDWARD WESTMORELAND,	)	
13	Plaintiff,	)	STIPULATION AND ORDER FOR AN
14	vs.	)	EXTENSION OF TIME
15		)	
16	COMMISSIONER OF SOCIAL SECURITY,	)	
17	Defendant.	)	

18  
 19 Pending the Court’s approval, IT IS HEREBY STIPULATED, by and between the  
 20 parties, through their respective counsel of record, that the time for Defendant to respond to  
 21 Plaintiff’s Motion for Summary Judgment be extended thirty (30) days from January 6, 2025, up  
 22 to and including February 5, 2025. This is Defendant’s first request for an extension.

23 Defendant requests this extension because counsel is currently in the process of  
 24 determining whether a settlement agreement is possible in this case. Additional time is required  
 25 for Defendant’s undersigned counsel and specialized attorneys within the undersigned’s office to  
 26 consider this option. If the case cannot be settled, then Defendant’s counsel will proceed with  
 27 filing Defendant’s response to Plaintiff’s Motion for Summary Judgment by the new due date of  
 28 February 5, 2025.

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

3 Respectfully submitted,

4 Dated: January 3, 2025

/s/ Francesco Benavides \*  
(\*as authorized via e-mail on January 2, 2025)  
FRANCESCO BENAVIDES  
Attorney for Plaintiff

7 Dated: January 3, 2025

8 PHILLIP A. TALBERT  
United States Attorney  
9 MATHEW W. PILE  
Associate General Counsel  
10 Social Security Administration

11 By: /s/ David Priddy  
12 DAVID PRIDDY  
Special Assistant U.S. Attorney  
13 Attorneys for Defendant  
14

15  
16 **ORDER**

17 Pursuant to the parties' stipulation, IT IS SO ORDERED that Defendant shall have an  
18 extension, up to and including February 5, 2025, to respond to Plaintiff's Motion for Summary  
19 Judgment.

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21 IT IS SO ORDERED.

22 Dated: January 3, 2025

/s/ Gary S. Austin  
23 UNITED STATES MAGISTRATE JUDGE  
24  
25  
26  
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