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8 Attorneys for Defendant

9 UNITED STATES DISTRICT COURT
 10 EASTERN DISTRICT OF CALIFORNIA

11 SACRAMENTO DIVISION

12 ANASTACIO HERNANDEZ, Jr.,)
)
 13 Plaintiff,)
)
 14 v.)
)
 15 MICHAEL J. ASTRUE,)
 Commissioner of)
 16 Social Security,)
)
 17 Defendant.)
 _____)

CIVIL NO. S-09-CV-00272 EFB

STIPULATION AND ORDER

18
 19 The parties hereby stipulate by counsel, with the Court’s approval as indicated by issuance of the
 20 attached Order, that Defendant shall have an extension of time of 29 days, up to and including August
 21 28, 2009, to answer Plaintiff’s complaint. This request is being made because this case was originally
 22 assigned to an attorney who went on unexpected and extended medical leave resulting in the need to
 23 reassign her entire work load. In the process of these reassignments, the case tracking system used in
 24 the Commissioner’s Office of the General Counsel has been unreliable and this case was inadvertently
 25 overlooked. Defendant will file the answer immediately after filing this proposed order so that no
 26 further delay occurs.

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

2 Respectfully submitted,

3 Dated: August 28, 2009

/s/ Ann M. Cerney
(As authorized via email)
ANN M. CERNEY
Attorney for Plaintiff

5 Dated: August 28, 2009

LAWRENCE G. BROWN
United States Attorney
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Social Security Administration

/s/ Elizabeth Firer
ELIZABETH FIRER
Special Assistant U.S. Attorney

11 Attorneys for Defendant

13 ORDER

14 APPROVED AND SO ORDERED.

15 DATED: August 31, 2009.

16 
EDMUND F. BRENNAN
UNITED STATES MAGISTRATE JUDGE