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IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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11 **PETER SANTOS**

Case No. CIV-S-10-0081 DAD

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Plaintiff,

STIPULATION; ORDER GRANTING
IN PART PLAINTIFF'S REQUEST FOR
SECOND EXTENSION OF TIME TO FILE
MOTION FOR SUMMARY JUDGMENT

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v.

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MICHAEL J. ASTRUE
Commissioner of Social Security
of the United States of America,

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Defendant.

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IT IS HEREBY STIPULATED by and between the parties, through their attorneys, and with the permission of the Court as evidenced below, that the Plaintiff's time to file the summary judgment in this case is hereby extended from September 24, 2010, to November 2, 2010. This extension is required due to Plaintiff's counsel's impacted briefing schedule and need to give older cases briefing priority.

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1 Dated: September 22, 2010

/s/Bess M. Brewer
BESS M. BREWER
Attorney at Law

3 Attorney for Plaintiff

5 Dated: September 23, 2010

Benjamin B. Wagner
United States Attorney

/s/ Francesco Benavides
FRANCESCO BENAVIDES
Special Assistant U.S. Attorney
Attorneys for Defendant

11 **ORDER**

12 By order filed July 23, 2010, the court approved the parties' stipulation to extend
13 plaintiff's time for filing a summary judgment motion from July 21, 2010, to September 24, 2010.
14 Plaintiff was advised that the court did not anticipate approving more than one additional extension of
15 time for the filing of plaintiff's motion and that any further extension for this purpose may not exceed
16 thirty days. Plaintiff has submitted a stipulation and proposed order that does not set forth the total
17 period of extensions already obtained, as required by Local Rule 144(b), and seeks approval of a second
18 extension of time that exceeds thirty days. Plaintiff has not made a showing of good cause to grant a
19 second extension of time that exceeds thirty days.

20 IT IS ORDERED that plaintiff's application for a second extension of time (Doc. No.
21 18) is granted in part. Plaintiff's time for filing a summary judgment motion is extended from
22 September 24, 2010, to **October 25, 2010**. No third extension of time will be granted for this purpose
23 absent a substantial showing of good cause supported by a detailed declaration by counsel.

24 DATED: September 23, 2010.

26 *Dale A. Drozd*
DALE A. DROZD
UNITED STATES MAGISTRATE JUDGE

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