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5 Attorneys for Plaintiff

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

11 **BRIAN BELL**

CASE NO. CIV-10-1137 KJN

12
 13 **Plaintiff,**

14 **v.**

**~~PROPOSED~~ STIPULATION AND ORDER
 EXTENDING PLAINTIFF'S TIME TO
 FILE MEMORANDUM IN SUPPORT
 OF SUMMARY JUDGMENT**

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

17 **Defendant.**
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19 IT IS HEREBY STIPULATED by and between the parties, through their attorneys, and with the
 20 permission of the Court as evidenced below, that the Plaintiff's time to file the summary judgment in
 21 this case is hereby extended from November 15, 2010, to December 10, 2010. This is Plaintiff's first
 22 extension and is required due to Plaintiff's counsel's impacted briefing schedule and need to insure older
 23 cases have briefing priority.
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3 Dated: November 15, 2010

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

Attorney for Plaintiff

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7 Dated: November 15, 2010

Benjamin G. Wagner
United States Attorney

/s/ Leslie Alexander
LESLIE ALEXANDER

Special Assistant U.S. Attorney
Attorneys for Defendant

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14 **ORDER**

15 The parties' stipulation IS HEREBY APPROVED, and plaintiff shall have until
16 December 10, 2010, to file a motion for summary judgment.¹ The scheduling order in this case shall be
17 amended accordingly.

18 IT IS SO ORDERED.

19 DATED: November 17, 2010
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23 KENDALL J. NEWMAN
24 UNITED STATES MAGISTRATE JUDGE

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26 ¹ The undersigned notes that plaintiff filed this stipulation and proposed order on the day that
27 plaintiff was obligated to file a motion for summary judgment. Plaintiff's counsel is admonished that,
28 pursuant to Local Rule 144(d), "[c]ounsel shall seek to obtain a necessary extension from the Court or
from other counsel or parties in an action as soon as the need for an extension becomes apparent," and
that requests for court-approved extensions brought on or after the required filing date "are looked upon
with disfavor."