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

11 **THOMAS W. MCCLAIN**

**CASE NO. CIV-10-1197 GGH**

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13 )  
14 **Plaintiff,**

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

15 **v.**

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

17 **Defendant.**  
18 )  
19 )

20 IT IS HEREBY STIPULATED by and between the parties, through their attorneys, and with the  
 21 permission of the Court as evidenced below, that the Plaintiff's time to file the summary judgment in  
 22 this case is hereby extended from November 15, 2010, to January 7, 2011. This is Plaintiff's first  
 23 extension and is required due to Plaintiff's counsel's impacted briefing schedule and need to insure older  
 24 cases have briefing priority.

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1 Dated: November 15, 2010

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

3 Attorney for Plaintiff

5 Dated: November 15, 2010

Benjamin G. Wagner  
United States Attorney

/s/ Kathryn Watson  
KATHYRN WATSON

10 Special Assistant U.S. Attorney  
Attorneys for Defendant

12 **ORDER**

13 APPROVED AND SO ORDERED.

14 DATED: November 17, 2010

/s/ Gregory G. Hollows

GREGORY G. HOLLOWES  
U.S. MAGISTRATE JUDGE

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