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8 **UNITED STATES DISTRICT COURT, EASTERN DISTRICT OF CALIFORNIA**

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9 PAMELA IRENE MOORE,
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CASE NO. 2:10-CV-02477-KJN

11 Plaintiff,

**[proposed] ORDER EXTENDING
PLAINTIFF’S TIME TO REPLY TO
DEFENDANT’S CROSS-MOTION FOR
SUMMARY JUDGMENT**

12 vs.

13 MICHAEL J. ASTRUE,
Commissioner of Social Security,

14 Defendant.
15 _____/

16 Pursuant to the stipulation of the parties showing good cause for a requested extension of
17 Plaintiff’s time to reply to Defendant’s Cross-Motion For Summary Judgment, the request is
18 hereby APPROVED.

19 Plaintiff shall file his reply on or before October 26, 2011.

20 However, for a second time in this action, the undersigned is troubled by the timing of the
21 parties’ stipulation seeking the court’s approval for a time extension. Previously, defendant filed
22 a stipulation on August 15, 2011, the same day as defendant’s deadline to file its
23 Opposition/Cross-Motion for Summary Judgment. (Dkt. No. 15.) While the undersigned
24 granted that stipulation, he also informed the parties that such timing violates the court’s Local
25 Rules. (Dkt. No. 17 at 2 (citing E.D. Local Rule 144(d) (“Counsel shall seek to obtain a
26 necessary extension from the Court or from other counsel or parties in an action as soon as the
27 need for an extension becomes apparent. Requests for Court-approved extensions brought on the
28 required filing date for the pleading or other document are looked upon with disfavor.”).) The

1 undersigned's prior order even stated that "[f]uture stipulations suffering from similar
2 deficiencies may not be approved." (Dkt. No. 17 at 2.) Despite the undersigned's prior order,
3 and with no explanation, the parties have again filed a stipulation requesting a time extension on
4 October 5, 2011 — the very day of the deadline at issue. While the undersigned again approves
5 the pending stipulation, counsel are reminded of the need to abide by the applicable Local Rule
6 and are warned that subsequent stipulations filed on the day of the relevant deadline may be
7 summarily denied.

8 SO ORDERED.

9 DATED: October 12, 2011

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12 KENDALL J. NEWMAN
13 UNITED STATES MAGISTRATE JUDGE
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