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8 Attorneys for Defendant  
 9 Commissioner of Social Security

10  
 11 UNITED STATES DISTRICT COURT  
 12 EASTERN DISTRICT OF CALIFORNIA  
 13 SACRAMENTO DIVISION

14  
 15 LARRY CLARK,  
 16 Plaintiff,

17 v.

18 MICHAEL J. ASTRUE,  
 19 Commissioner of Social Security,  
 20 Defendant.

) Case No. 2:10-CV-02863-GGH  
 )  
 ) STIPULATION AND ORDER  
 ) EXTENDING DEFENDANT’S TIME TO  
 ) RESPOND TO PLAINTIFF’S OPENING  
 ) BRIEF

21 \_\_\_\_\_ )  
 22  
 23 The parties hereby stipulate by counsel, with the Court’s approval as indicated by  
 24 issuance of the attached Order, that Defendant shall have a FIRST extension of time of 30 days to  
 25 respond to Plaintiff’s motion for summary judgment, due to workload demands of Defendant’s  
 26 counsel, time that Defendant’s counsel will be on leave from the office, and the number and  
 27 complexity of issues in Plaintiff’s opening brief. The current due date is November 17, 2011.  
 28 The new due date will be December 19, 2011.

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

Respectfully submitted,

DATE: November 9, 2011

Bess M. Brewer and Associates  
Bess M. Brewer

By: /s/ Bess M. Brewer\*  
(\* As authorized via email dated November 9, 2011)  
BESS M. BREWER

Attorney for Plaintiff

DATE: November 9, 2011

BENJAMIN B. WAGNER  
United States Attorney  
LUCILLE GONZALES MEIS  
Regional Chief Counsel, Region IX  
Social Security Administration

By /s/ Jacob M. Mikow  
JACOB M. MIKOW  
Special Assistant U.S. Attorney

Attorneys for Defendant

**ORDER**

APPROVED AND SO ORDERED.

DATED: November 14, 2011

/s/ Gregory G. Hollows  
UNITED STATES MAGISTRATE JUDGE