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7 Attorneys for Defendant

8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA
 10 SACRAMENTO DIVISION

12 SHIRLEY RENE MARTIN,)
 13 Plaintiff,)
 14 v.)
 15 MICHAEL J. ASTRUE,)
 16 Commissioner of)
 Social Security,)
 17 Defendant.)
 18 _____)

CIVIL NO. 2:12-cv-00033-KJN

STIPULATION AND ~~PROPOSED~~ ORDER
 TO EXTEND TIME TO FILE
 DEFENDANT’S CROSS-MOTION FOR
 SUMMARY JUDGMENT

19 The parties hereby stipulate by counsel, with the Court’s approval as indicated by issuance of the
 20 attached Order, that Defendant shall have a first extension of time of 30 days to respond to Plaintiff’s
 21 motion for summary judgment.

22 The Court has previously granted a request for an extension of time for Plaintiff to file a motion
 23 for summary judgment. This is the first request for an extension of time for Defendant to file his cross-
 24 motion for summary judgment.

25 Counsel for Defendant respectfully requests an extension of time due to his workload. In
 26 particular, counsel is currently responsible for approximately 50 district court cases at various stages of
 27 litigation. Counsel also is responsible for certain requests for legal advice and guidance from other SSA
 28 components, and was required to devote an unexpected amount of time in the past week to such a matter.

1 The current due date for Defendant's cross-motion for summary judgment is August 10, 2012.
2 The new due date will be September 10, 2012.

3 The parties further stipulate that the Court's Scheduling Order shall be modified accordingly.
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5 Respectfully submitted,

6 Dated: August 7, 2012

/s/Ann M. Cerney
(As authorized via email)
Ann M. Cerney
Attorney for Plaintiff

8
9 Dated: August 7, 2012

BENJAMIN B. WAGNER
United States Attorney
DONNA L. CALVERT
Acting Regional Chief Counsel, Region IX
Social Security Administration

12
13 /s/ David Lerch
DAVID LERCH
Special Assistant U.S. Attorney

14 Attorneys for Defendant
15

16 ORDER

17 APPROVED AND SO ORDERED.

18 DATED: August 10, 2012
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21 KENDALL J. NEWMAN
22 UNITED STATES MAGISTRATE JUDGE
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