

1 BENJAMIN WAGNER CSBN 163581
 United States Attorney
 2 DONNA L. CALVERT SBN IL 619786
 Acting Regional Chief Counsel, Region IX
 3 Social Security Administration
 ELIZABETH BARRY CSBN 203314
 4 Special Assistant United States Attorney

5 160 Spear Street, Suite 800
 San Francisco, California 94105
 6 Telephone: (415) 977-8972
 Facsimile: (415) 744-0134
 7 Email: Elizabeth.Barry@ssa.gov

8
 9 Attorneys for Defendant

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

12 CHERRHONDA LEE ANN CLARK,)
 Plaintiff,)
 13)
 v.)
 14)
 15 COMMISSIONER OF)
 SOCIAL SECURITY,)
 Michael Astrue)
 16)
 Defendant.)
 17)
 18 _____)

Case No. CIV-2:12-cv-00479-CMK
 STIPULATION AND ORDER
 FOR A SECOND EXTENSION FOR
 DEFENDANT TO FILE NOTICE, MOTION,
 AND MEMORANDUM IN SUPPORT OF
 CROSS-MOTION FOR SUMMARY
 JUDGMENT AND IN OPPOSITION TO
 PLAINTIFF'S MOTION FOR SUMMARY
 JUDGMENT

19 IT IS HEREBY STIPULATED, by and between the undersigned attorneys, subject to the approval
 20 of the Court, that Defendant shall have 30-day extension, or until December 13, 2012, in which to file
 21 his Notice, Motion, and Memorandum in Support of Cross-Motion for Summary Judgment and in
 22 Opposition to Plaintiff's Motion for Summary Judgment.

23 The undersigned counsel for the Defendant has exercised due diligence in managing her caseload
 24 and makes this request as a result of a heavy briefing schedule. In this matter, in the coming week the
 25 undersigned counsel for the Defendant has dispositive briefs due in the following matters: *Torafson v.*
 26 *Astrue* (NDCA) 5:12-cv-01649-EJD, *Johnson v. Astrue* (NDCA) 4:12-cv-1580-PJH, and *Morris-*
 27 *Hawkes v. Astrue* (EDCA) 3:12-cv-00483-SMS.

28 ///

1 This request is not intended to cause intentional day. This is Defendant's second request for an
2 extension of time in this matter.

3
4 Respectfully submitted,

5 Dated: November 13, 2012

/s/ Ann M. Cerney
(as authorized via e-mail)
ANN M. CERNEY
Attorney for Plaintiff

6
7
8
9 BENJAMIN WAGNER
United States Attorney

10 Dated: November 13, 2012

By /s/ Elizabeth Barry
ELIZABETH BARRY
Special Assistant U.S. Attorney
Attorneys for Defendant

11
12
13
14 ORDER

15 PURSUANT TO STIPULATION, IT IS SO ORDERED.

16
17 DATED: November 16, 2012

18
19 
20 **CRAIG M. KELLISON**
UNITED STATES MAGISTRATE JUDGE