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

14 SAMMIE D. HERNANDEZ,) Case No. 2:12-cv-2150-KJN
15 Plaintiff,)
16 v.) STIPULATION AND ORDER FOR
17 CAROLYN W. COLVIN,) SECOND EXTENSION OF DEFENDANT'S
Acting Commissioner of Social Security,) TIME TO FILE SUMMARY JUDGMENT
18 Defendant.) MOTION
19)
20)

21 IT IS HEREBY STIPULATED by and between the parties, through their attorneys, that
22 Defendant's time to file her motion for summary judgment is extended from October 24, 2013,
23 to November 25, 2013.

24 On October 2, 2013, the Court granted Defendant's application for a stay of the
25 proceedings due to a lapse in Congressional appropriations to the Federal government (Doc. 20).
26 Funds were appropriated effective October 17, 2013. The Court indicated that Defendant's
27 motion for summary judgment would be due 7 days after appropriations to the Federal
28 Government were restored, thus October 24, 2013. The Court also indicated that it might
consider an additional extension of time, if necessary (Doc. 20). As a result of the numerous

1 federal district court cases for which stays were granted during the lapse in appropriations, the
2 undersigned currently has five other briefs due within the same five-day period in federal district
3 court. In addition, the undersigned was incapacitated due to illness from October 18, 2013 to
4 October 22, 2013, which impacts her ability to timely meet the deadline in this case. This is
5 Defendant's second request for an extension.
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7 DATE: October 24, 2013 /s/Bess M. Brewer*
8 BESS M. BREWER
9 (*by email authorization 10/24/13)
10 Attorney at Law

11 Attorney for Plaintiff

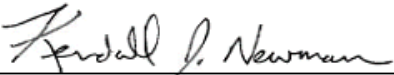
12 DATE: October 23, 2013 BENJAMIN B. WAGNER
13 United States Attorney

14 By: /s/ Cynthia B. De Nardi
15 CYNTHIA B. DE NARDI
16 Special Assistant United States Attorney
17 Attorneys for Defendant

18 **ORDER**

19 APPROVED AND SO ORDERED.

20 Dated: October 25, 2013

21 
22 KENDALL J. NEWMAN
23 UNITED STATES MAGISTRATE JUDGE
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