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8 Attorneys for Defendant

9 UNITED STATES DISTRICT COURT
10 EASTERN DISTRICT OF CALIFORNIA

11 SACRAMENTO DIVISION

12 CHERIE BLASQUEZ TRACY,)
13 Plaintiff,)
14 v.)
15)
16 CAROLYN W. COLVIN¹,)
Acting Commissioner)
17 of Social Security,)
Defendant.)
18)

Case No. 2:13-CV-00570-CKD

STIPULATION AND ORDER TO
EXTEND TIME

19
20 The parties hereby stipulate by counsel, with the Court's approval as indicated by
21 issuance of the attached Order, that Defendant shall have a FIRST extension of time of 35
22 days to respond to Plaintiff's Motion for Summary Judgment, up to and including January 7,
23 2014.

24 This extension is being sought due to the press of business. The Office of the General
25 Counsel for the Social Security Administration has a substantial backlog of work as a result
26 of the lapse in appropriations. As such, the Acting Commissioner requests a 35-day
27

28 ¹ Carolyn W. Colvin became the Acting Commissioner of Social Security on February 14, 2013. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Carolyn W. Colvin should be substituted for Michael J. Astrue as the defendant in this suit. No further action need to be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

1 extension of time for responding to Plaintiff's Motion for Summary Judgment. This
2 extension will also give the parties additional time to discuss the possibility of settlement.

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

5
6 Respectfully submitted,

7
8 Dated: December 3, 2013

/s/Jesse S. Kaplan
JESSE S. KAPLAN
(as authorized via email)
Attorney at Law

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10 Attorney for Plaintiff

11 Dated: December 3, 2013

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

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15 By:

/s/ Annabelle J. Yang
ANNABELLE J. YANG
Special Assistant U.S. Attorney

16
17 Attorneys for Defendant

18 **ORDER**

19
20 APPROVED AND SO ORDERED.

21
22 Dated: December 6, 2013

Carolyn K. Delaney

CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE