

1 BENJAMIN B. WAGNER  
2 United States Attorney  
3 DONNA L. CALVERT  
4 Regional Chief Counsel, Region IX  
5 Social Security Administration  
6 ELIZABETH FIRER  
7 Special Assistant United States Attorney

8  
9 333 Market Street, Suite 1500  
10 San Francisco, California 94105  
11 Telephone: (415) 977-8937  
12 Facsimile: (415) 744-0134  
13 E-Mail: Elizabeth.Firer@ssa.gov

14 Attorneys for Defendant

15 UNITED STATES DISTRICT COURT  
16 EASTERN DISTRICT OF CALIFORNIA

17 **SACRAMENTO DIVISION**

18  
19 VALERIE BARTON o/b/o )  
20 H.B., ) CIVIL NO. 2:14-cv-01209 EFB  
21 Plaintiff, )  
22 v. )  
23 CAROLYN W. COLVIN, )  
24 Acting Commissioner of )  
25 Social Security, )  
26 Defendant. )  
27  
28

---

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 30 days to respond to Plaintiff's motion for  
21 summary judgment up to and including January 7, 2015.

22 This extension is being sought based on a heavy workload, some of which was unanticipated, and  
23 pre-scheduled leave between the time Plaintiff filed her Opening Brief on November 6, 2014 and the current  
24 due date of December 8, 2014. Counsel took over briefing in this case on November 10, 2014. She is one  
25 of a few senior attorneys in the Commissioner's office responsible for reviewing all appeals and analyzing  
26 district court cases for possible affirmative appeal. The latter former aspect of these duties involves  
27 coordination between three attorneys including senior staff at the United States Attorney's offices and the  
28 latter involves immediate coordination with attorneys in the Commissioner's headquarters and the United

1 States Department of Justice and cannot be rescheduled or extended. In the time in question, the  
2 undersigned has had to review five appeals that were already on extension and one case for further action.  
3 In addition, Counsel had five days of scheduled leave during the period in question.

4 Given this combination of circumstances, the Commissioner respectfully requests 30 additional days  
5 in order to complete the Commissioner's response to Plaintiff's Motion for Summary Judgment.

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

7 Dated: December 5, 2014

Respectfully submitted,  
/s/ *Stephen A. Valizan*  
(As authorized via email)  
STEPHEN A. VALIZAN  
Attorney for Plaintiff

10 Dated: December 5, 2014

11 BENJAMIN B. WAGNER  
12 United States Attorney  
13 DONNA L. CALVERT  
14 regional Chief Counsel, Region IX  
15 Social Security Administration

16 /s/ *Elizabeth Firer*  
17 ELIZABETH FIRER  
18 Special Assistant U.S. Attorney  
19 Attorneys for Defendant

20 ORDER

21 APPROVED AND SO ORDERED.

22 DATED: December 8, 2014.

23   
24 EDMUND F. BRENNAN  
25 UNITED STATES MAGISTRATE JUDGE  
26  
27  
28