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9 Attorneys for Defendant

10 UNITED STATES DISTRICT COURT  
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 12 EASTERN DISTRICT OF CALIFORNIA  
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 15 KELLY LEE JOHNSON,  
 16 Plaintiff,  
 17 v.  
 18 CAROLYN W. COLVIN,  
 19 Acting Commissioner of Social Security,  
 20 Defendant.  
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) CASE NO. 2:14-CV-2754-MCE-CMK  
 )  
 ) STIPULATION AND ORDER FOR FIRST  
 ) EXTENSION OF TIME FOR DEFENDANT  
 ) TO FILE CROSS-MOTION FOR SUMMARY  
 ) JUDGMENT AND OPPOSITION TO  
 ) PLAINTIFF’S MOTION FOR SUMMARY  
 ) JUDGMENT  
 )

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 24 IT IS HEREBY STIPULATED, by and between the parties, through their respective counsel  
 25 of record, that Defendant shall have a first extension of time of 30 days, *nunc pro tunc*, to respond to  
 26 Plaintiff’s motion for summary judgment. The extension is necessary because the undersigned  
 27 attorney for Defendant has unexpectedly been on leave since September 21, 2015, due to a medical  
 28 emergency.

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2 There have been two prior extensions in this case, each for filing Plaintiff's motion for  
3 summary judgment. Defendant's motion was previously due on or before September 28, 2015; the  
4 new deadline would be October 28, 2015.

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

6 Dated: October 7, 2015

By: /s/ Bess M. Brewer  
(as authorized via e-mail)  
BESS M. BREWER  
Attorney for Plaintiff

BENJAMIN B. WAGNER  
United States Attorney

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11 Dated: October 7, 2015

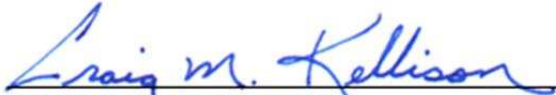
By: /s/ Brenda M. Pullin  
BRENDA M. PULLIN  
Special Assistant U.S. Attorney

Attorneys for Defendant

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17 **ORDER**

18 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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21 Dated: October 8, 2015

  
CRAIG M. KELLISON  
UNITED STATES MAGISTRATE JUDGE