

JESSE S. KAPLAN CSB#103726
5441 Fair Oaks Bl. Ste. C-1
Carmichael, CA 95608
916/488-3030
916/489-9297 fax

Attorney for Plaintiff
NINOSKA CALDERA

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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NINOSKA CALDERA,

No. 2:15-cv-02031-CMK

Plaintiff,

MOTION AND ORDER FOR
EXTENSION OF PLAINTIFF'S
TIME TO FILE
MOTION FOR SUMMARY
JUDGMENT

v.

CAROLYN COLVIN, Acting
Commissioner of Social Security,

Defendant.

_____/

Plaintiff NINOSKA CALDERA moves the court for an extension of time to June 30, 2016, to file her motion for summary judgment. The brief is currently overdue approximately two weeks, but only two further weeks are requested. In the past several weeks plaintiff's attorney's workload has included two Ninth Circuit opening briefs and 10 hearings, for every one of which a multi-page prehearing brief was written, and which consumed another two or three hours each for the hearing, travel time, and client preparation; he faces a similar schedule

1 including another brief due for this Court approximately the day before this one was due, which
2 was moved to June 24, an out-of-town hearing that will consume a day, a Ninth Circuit reply
3 brief, and so on.
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5 No prejudice accrues to plaintiff because this case concerns a potential closed period of
6 disability years ago, and no prejudice accrues to defendant because delay legitimizes its failure to
7 institute benefit payments to disability claimants.

8 Dated: June 15, 2016

/s/ Jesse S. Kaplan
9 JESSE S. KAPLAN
10 Attorney for Plaintiff
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14 **ORDER**
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16 For good cause shown on the basis of this stipulation, the requested extension of
17 plaintiff's time to file a motion for summary judgment brief is extended to June 30, 2016.
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19 SO ORDERED.

20 Dated: June 15, 2016

Craig M. Kellison
21 **CRAIG M. KELLISON**
22 UNITED STATES MAGISTRATE JUDGE
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