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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

CYNTHIA J. CROKER,

Plaintiff,

v.

CAROLYN W. COLVIN, Acting
Commissioner of Social Security,

Defendant.


No. 2:15-cv-2423-EFB

ORDER

On April 18, 2016, plaintiff filed a motion for summary judgment. ECF No. 10. Pursuant to the court’s scheduling order, defendant was required to file an opposition or a statement of non-opposition to plaintiff’s motion, as well as any cross-motions, within 30 days of the date plaintiff’s motion was served. ECF No. 3. On May 19, 2016, defendant timely filed an opposition to plaintiff’s motion. ECF No. 11. Defendant did not, however, file a cross-motion for summary judgment. Without defendant moving for summary judgment, the court is without authority to enter judgment in defendant’s favor should defendant successfully oppose plaintiff’s motion.

Accordingly, IT IS HEREBY ORDERED that defendant shall file a cross-motion for summary judgment within 14 days of the date this order is served.

DATED: May 19, 2016.


EDMUND F. BRENNAN
UNITED STATES MAGISTRATE JUDGE