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8 Attorneys for Defendant

9 **UNITED STATES DISTRICT COURT**
 10 **EASTERN DISTRICT OF CALIFORNIA**
 11 **SACRAMENTO DIVISION**

13 JOEL HERNANDEZ MARTINEZ,
 14 Plaintiff,
 15 vs.
 16 NANCY A. BERRYHILL,
 Acting Commissioner of Social Security,
 17 Defendant.
 18

) Case No.: 2:16-CV-00101-CMK

) **JOINT STIPULATION AND ORDER FOR**
) **EXTENSION OF TIME FOR**
) **DEFENDANT TO RESPOND TO**
) **PLAINTIFF’S MOTION FOR SUMMARY**
) **JUDGMENT**

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 20 IT IS HEREBY STIPULATED, by the parties, through their respective counsel of record, that
 21 the time for responding to Plaintiff’s Motion for Summary Judgment be extended for
 22 approximately thirty (30) days from August 3, 2017 to **September 5, 2017**. This is Defendant’s
 23 first request for extension. Good cause exists to grant Defendant’s request for extension.
 24 Additional time is required as counsel for Defendant (Counsel) was unexpectedly out of the
 25 office last week due to food poisoning and had a car accident last week, which also resulted in
 26 unexpected time out of the office. Due to current workload demands and shortened staff,
 27 Counsel currently has over 50+ active pending matters, with two or more dispositive motions
 28 due per week until late August. Due to the unexpected life events, Counsel became behind on

Joint Stipulation for Extension of Time and PO; 2:16-CV-00101-CMK

1 her caseload. Defendant respectfully requests additional time in order to adequately assess and
2 respond to Plaintiff's Motion. Defendant makes this request in good faith with no intention to
3 unduly delay the proceedings. The parties further stipulate that the Court's Scheduling Order
4 shall be modified accordingly.

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6 Respectfully submitted,

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8 Dated: July 24, 2017

/s/ *Robert C. Weems
(*as authorized by email on July 24, 2017)
ROBERT C. WEEMS
Attorney for Plaintiff

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12 Dated: July 24, 2017

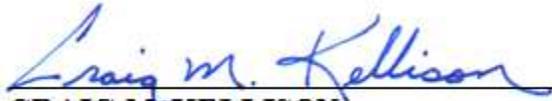
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16 By /s/ Tina L. Naicker
TINA L. NAICKER
Special Assistant U.S. Attorney
Attorneys for Defendant

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20 **ORDER**

21 APPROVED AND SO ORDERED:

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23
24 Dated: July 26, 2017


CRAIG M. KELLISON
UNITED STATES MAGISTRATE JUDGE