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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 TO**
) **MODIFY SUPPLEMENTAL BRIEFING**
) **DEADLINE FOR RESPONSE TO**
) **PLAINTIFF'S MOTION FOR**
) **ATTORNEYS FEES PURSUANT TO**
) **EQUAL ACCESS TO JUSTICE ACT**
) **(DKT 38).**

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20 IT IS HEREBY STIPULATED, by the parties, through their respective counsel of record,
21 that the time for responding to Plaintiff's Motion for Attorneys Fees Pursuant to Equal Access to
22 Justice Act (EAJA) be extended for thirty additional days from August 29, 2017 to **September**
23 **28, 2018**, with Plaintiff's reply due, on or before **October 12, 2018**. This is the parties' first
24 request for extension to modify the briefing schedule for Plaintiff's EAJA Motion. Good cause
25 exists to grant the request for extension. The parties are actively negotiating EAJA fees and
26 hopefully will resolve the issue without the need for further or additional motion practice.

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

1 The parties make this request in good faith with no intention to unduly delay the proceedings.
2 As such, the new deadline for Defendant's response to Plaintiff's EAJA Motion shall be on or
3 before **September 28, 2018**, and Plaintiff's reply, if any, shall be on or before **October 12, 2018**.
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5 Respectfully submitted,

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7 Dated: August 29, 2018

/s/ *Robert C. Weems
(*as authorized by email on August 29, 2018)
ROBERT C. WEEMS
Attorney for Plaintiff

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11 Dated: August 29, 2018

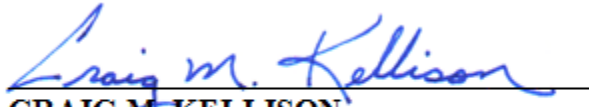
MCGREGOR W. SCOTT
United States Attorney
DEBORAH LEE STACHEL
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15 By /s/ Tina L. Naicker
TINA L. NAICKER
Special Assistant U.S. Attorney
Attorneys for Defendant

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19 **ORDER**

20 APPROVED AND SO ORDERED:

21
22 Dated: August 30, 2018


CRAIG M. KELLISON
UNITED STATES MAGISTRATE JUDGE