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

13 LORRAINE MARIE AVILA,) Case No. 2:16-cv-0413-KJN
14)
15 Plaintiff,) **STIPULATION AND ORDER TO**
16) **EXTEND BRIEFING SCHEDULE**
17 v.)
18)
19 CAROLYN W. COLVIN)
Acting Commissioner of Social Security,)
20 Defendant.)
_____)

21 IT IS HEREBY STIPULATED by the parties, through their undersigned attorneys, to
22 extend Defendant's time to file her cross-motion for summary judgment with the Court by 30
23 days to **September 30, 2016**, and that all other scheduling dates set forth in the Court's Case
24 Management Order shall be extended accordingly. This is Defendant's first request for an
25 extension of time in this matter, and she requests it in good faith and without any intent to
26 prolong proceedings unduly.

27 There is good cause for this extension request. First, a 30-day extension is necessary
28 because counsel for Defendant was (or will be) out of the office for significant portions of the

1 period between August 15 and 29, 2016, and requires additional time to adequately research and
2 analyze the factual record and Plaintiff's legal claims. Second, counsel for Defendant has
3 workload issues that preclude filing the summary judgment motion by August 31, 2016.
4 Specifically, in addition to the work-related travel and personal leave referenced above, counsel
5 for Defendant is responsible for drafting various pleadings before the district courts within the
6 Ninth Circuit, drafting an appellate pleading in a Social Security matter before the Ninth Circuit,
7 and negotiating or litigating attorney fee matters pursuant to the Equal Access to Justice Act.
8 Counsel for Defendant is also currently responsible for conducting discovery and drafting briefs
9 personnel litigation before the Equal Employment Opportunity Commission and Merit Systems
10 Protection Board.

11 Counsel for Defendant apologizes to Plaintiff and the Court for any inconvenience caused
12 by this delay.

13
14 Respectfully submitted,

15
16 Date: August 26, 2016

LAW OFFICES OF LAWRENCE D.
ROHLFING

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18 By: /s/ Asim H. Modi for Cyrus Safa*
CYRUS SAFA
19 *Authorized by email on August 26, 2016
Attorneys for Plaintiff

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21 Date: August 26, 2016

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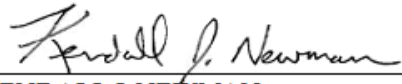
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25 By: /s/ Asim H. Modi
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Attorneys for Defendant
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ORDER

APPROVED AND SO ORDERED. All other case deadlines are adjusted accordingly.

Dated: August 30, 2016


KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE