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9	Attorneys for Defendant	
10	UNITED STATES DISTRICT COURT	
11	EASTERN DISTRICT OF CALIFORNIA SACRAMENTO DIVISION	
	SHERINIE (TO DIVISIO)	
12	JOSEPH CASTILLO,	) Case No. 2:16-cv-0953-CKD
13	DI : «'CC	)
14	Plaintiff,	) STIPULATION AND ORDER TO ) EXTEND BRIEFING SCHEDULE
	V.	)
15		)
16	CAROLYN W. COLVIN	)
17	Acting Commissioner of Social Security,	)
	Defendant.	)
18		)
19		
20	IT IS HEREBY STIPULATED by the parties, through their undersigned attorneys, to	
21	extend Defendant's time to file her motion for summary judgment with the Court by 30 days to	
22	January 23, 2017, and that all other scheduling dates set forth in the Court's Case Management	
23	Order shall be extended accordingly. This is Defendant's third request for an extension of time	
24	in this matter, but her first request for an extension of time to file her motion for summary	
25	judgment. <sup>1</sup>	
26		
27	1 Defendant skar: 14	14 C1C '/ A 1 ' ' / 2 00"
28	Defendant obtained two prior extensions to allow the Social Security Administration's Office of Disability Adjudication and Review sufficient time to prepare a complete and accurate certified administrative record for this case.	

1 There is good cause for this extension request. In particular, because counsel for 2 Defendant will be out of the office on scheduled leave from December 26, 2016, through January 3 10, 2017, there are workload issues that preclude filing the summary judgment motion by the 4 currently scheduled deadline. Counsel for Defendant is currently responsible for drafting an 5 appellate brief in a Social Security matter before the Ninth Circuit by December 23, 2016; 6 counsel for Defendant is also responsible for briefing two other Social Security cases before the 7 Ninth Circuit. Additionally, counsel for Defendant is currently responsible for drafting 8 substantive pleadings before the district courts within the Seventh and Ninth Circuit, negotiating 9 or litigating attorney fee matters pursuant to the Equal Access to Justice Act, and conducting 10 discovery and preparing for a hearing in personnel litigation pending before the Merit Systems 11 Protection Board. 12 This stipulation is filed in good faith and is not intended to unnecessarily delay these 13 proceedings. Counsel for Defendant sincerely apologizes to the Court and to Plaintiff for any 14 inconvenience caused by this extension. 15 Respectfully submitted, 16 Date: December 21, 2016 LAW OFFICE OF PETER BRIXIE 17 By: /s/ Asim H. Modi for Peter Brixie\* 18 PETER BRIXIE 19 \*Authorized by email on December 21, 2016 Attorneys for Plaintiff 20 Date: December 21, 2016 PHILLIP A. TALBERT 21 United States Attorney 22 DEBORAH LEE STACHEL Regional Chief Counsel, Region IX 23 Social Security Administration 24 By: /s/ Asim H. Modi 25 ASIM H. MODI Special Assistant United States Attorney 26 Attorneys for Defendant 27

28

## <u>ORDER</u>

Dated: January 4, 2017

APPROVED AND SO ORDERED

Carolyn K. Delan CAROLYN K. DELANEY

UNITED STATES MAGISTRATE JUDGE