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5 Attorneys for Plaintiff CHARLES V. MITCHELL

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 7 **UNITED STATES DISTRICT COURT**
 8 **EASTERN DISTRICT OF CALIFORNIA**
 9 **SACRAMENTO DIVISION**

11 CHARLES V. MITCHELL,)	Case No.: 2:16-CV-00970 EFB
12)	
13 Plaintiff,)	STIPULATION TO EXTEND
14)	BRIEFING SCHEDULE
15 vs.)	
16 NANCY A. BERRYHILL, Acting)	
17 Commissioner of Social Security,)	
18)	
19 Defendant)	

18 TO THE HONORABLE EDMUND F. BRENNAN, MAGISTRATE
 19 JUDGE OF THE DISTRICT COURT:

20 Plaintiff Charles V. Mitchell (“Plaintiff”) and defendant Nancy A. Berryhill,
 21 Acting Commissioner of Social Security (“Defendant”), through their undersigned
 22 counsel of record, hereby stipulate, subject to the approval of the Court, to extend
 23 the time for Plaintiff to file Plaintiff’s Motion for Summary Judgment or Remand
 24 to February 24, 2017; and that Defendant shall have until March 27, 2017, to file
 25 her opposition. Any reply by plaintiff will be due April 17, 2017.
 26

1 A final extension of time for plaintiff is needed. As the Court is aware,
2 Plaintiff's Spouse recently passed away. Due to the press of the holidays and the
3 need to find a caregiver and the required time to acclimate his children to his
4 absence to meet his professional obligations, Counsel requires the additional time
5 for Plaintiff to file Plaintiff's Motion for Summary Judgment or Remand.

6 Counsel sincerely apologizes to the court for any inconvenience this may
7 have had upon it or its staff.

8 DATE: January 25, 2017

Respectfully submitted,

LAW OFFICES OF LAWRENCE D. ROHLFING

/s/ *Steven G. Rosales*

9 BY: _____
10 Steven G. Rosales
11 Attorney for plaintiff

12 DATED: January 25, 2017

BENJAMIN WAGNER
United States Attorney

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16 */S/- Michael K. Marriott

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18 _____
19 Michael K. Marriott
20 Special Assistant United States Attorney
21 Attorney for Defendant
22 [*Via email authorization]

1 IT IS HEREBY ORDERED that plaintiff may have an extension of time, to
2 and including February 24, 2017, in which to file Plaintiff's Motion for Summary
3 Judgment or Remand; Defendant may have an extension of time to March 27, 2017
4 to file her opposition, if any is forthcoming. Any reply by plaintiff will be due
5 April 17, 2017.

6 IT IS SO ORDERED.

7 DATED: January 26, 2017.



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9 THE HONORABLE EDMUND F. BRENNAN
UNITED STATES MAGISTRATE JUDGE

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