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

13 NICOLE ANN SAHAJ,) Case No.: 2:16-cv-2563-CKD
14)
15 Plaintiff,) **STIPULATION AND ORDER TO**
16) **EXTEND BRIEFING SCHEDULE**
17 v.)
18)
17 NANCY A. BERRYHILL,)
Acting Commissioner of Social Security,)
18)
19 Defendant.)
20)

21 IT IS HEREBY STIPULATED by the parties, through their undersigned attorneys, to
22 extend Defendant's time to file her summary judgment motion with the Court by 14 days to **June**
23 **14, 2017**, and that all other scheduling dates set forth in the Court's Case Management Order
24 shall be extended accordingly. This is Defendant's second request for an extension of time in
25 this matter and she requests it in good faith and without any intent to prolong proceedings
26 unduly.

27 There is good cause for this extension request because counsel for Defendant has
28 workload issues that preclude filing her summary judgment motion by May 31, 2017. In

1 particular, counsel for Defendant was reassigned an oral argument for a Social Security case
2 before the Ninth Circuit that occurred on May 18, 2017; given the time expended in the
3 preparations for this Ninth Circuit oral argument, counsel for Defendant requires additional time
4 to research and analyze the factual and legal issues presented in the instant case. Furthermore,
5 counsel for Defendant remains responsible for performing an extensive range of tasks over the
6 next month, including: reviewing the excerpts of record and drafting the Commissioner's
7 answering brief in two Social Security cases before the Ninth Circuit; drafting briefs and
8 summary judgment motions and negotiating (or litigating) attorney fee matters pursuant to the
9 Equal Access to Justice Act before the district courts within the Seventh and Ninth Circuit;
10 conducting discovery, drafting substantive pleadings, and preparing for a hearing in personnel-
11 related litigation pending before the Merit Systems Protection Board; assisting with
12 implementing the terms of the class action settlement reached in *Hart v. Berryhill* (N.D.Cal. No.
13 3:15-cv-623-JST); and preparing training materials and conducting presentations to the Social
14 Security Administration's Office of Disability Adjudication and Review.

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

17 Respectfully submitted,

18
19 Date: May 24, 2017

LAW OFFICES OF LAWRENCE D.
ROHLFING

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21 By: /s/ Asim H. Modi for Brian C. Shapiro*
BRIAN C. SHAPIRO
22 *Authorized by email on May 24, 2017
Attorney for Plaintiff

23
24 Date: May 24, 2017

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By: /s/ Asim H. Modi
ASIM H. MODI
Special Assistant United States Attorney
Attorneys for Defendant

ORDER

APPROVED AND SO ORDERED.

Dated: May 26, 2017



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE