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8 *Attorney for Plaintiff*

9 **UNITED STATES DISTRICT COURT**
 10 **EASTERN DISTRICT OF CALIFORNIA**

11 STEPHANIE WHEELER,
 12
 13 Plaintiff,

14 Case No.: 2:16-cv-02827-AC (SS)

15 vs.

16 NANCY A. BERRYHILL, ACTING
 17 COMMISSIONER OF SOCIAL SECURITY,
 18
 19 Defendant.

20 **STIPULATION AND PROPOSED ORDER**
 21 **FOR EXTENSION OF TIME FOR**
 22 **PLAINTIFF TO FILE OPPOSITION TO**
 23 **DEFENDANT’S MOTION FOR SUMMARY**
 24 **JUDGMENT**

25 IT IS HEREBY STIPULATED, by the parties, through their respective counsel of record,
 26 that the time for opposing Defendant’s Motion for Summary Judgment be extended for thirty
 27 (30) days from July 21, 2017 to August 21, 2017. This is Plaintiff’s first request for an extension.
 28 Good cause exists to grant Plaintiff’s request for extension. Additional time is required because
 counsel for Plaintiff – who is a solo practitioner – had an unexpected schedule change in that he
 has to take a highly important deposition of a corporate representative in Delaware relating to a
 complex, nationwide consumer class action case pending in bankruptcy court in Houston, Texas.
 This deposition was recently scheduled for July 21, 2017, and required a significant change to
 the Plaintiff counsel’s schedule. Plaintiff’s counsel respectfully requests additional time to

29 **STIPULATION AND PROPOSED ORDER FOR EXTENSION OF TIME FOR PLAINTIFF**
 30 **TO FILE OPPOSITION TO DEFENDANT’S MOTION FOR SUMMARY JUDGMENT**

1 properly prepare and file Plaintiff's Opposition to Defendant's Motion for Summary Judgment.
2 The parties further stipulate that the Court's Scheduling Order shall be modified accordingly.

3 Respectfully submitted,

4 Dated: July 7, 2017

5 By: /s/ Joshua B. Kons
6 JOSHUA B. KONS
7 Attorney for Plaintiff

8 Dated: July 7, 2017

9 PHILLIP A. TALBERT
10 United States Attorney
11 DEBORAH LEE STACHEL
12 Regional Chief Counsel, Region IX
13 Social Security Administration

14 By: /s/ Tina L. Naicker*
15 (*as authorized by email on July 7, 2017)

16 TINA L. NAICKER
17 Special Assistant U.S. Attorney
18 Attorneys for Defendant

19 **ORDER**

20 APPROVED AND SO ORDERED:

21 DATED: July 10, 2017

22 
23 ALLISON CLAIRE
24 UNITED STATES MAGISTRATE JUDGE

25
26
27 STIPULATION AND PROPOSED ORDER FOR EXTENSION OF TIME FOR PLAINTIFF
28 TO FILE OPPOSITION TO DEFENDANT'S MOTION FOR SUMMARY JUDGMENT