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 9 **IN THE UNITED STATES DISTRICT COURT**
 10 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
 11

12 JOHN DRAYTON,
 13
 Plaintiff,
 14 vs.
 15 NANCY A. BERRYHILL,¹
 Acting Commissioner of Social Security
 16
 Defendant.
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Case No.: 2:16-cv-03056-CMK

STIPULATION AND ORDER FOR A
 THIRTY-DAY EXTENSION TO FILE
 PLAINTIFF'S OPENING BRIEF

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 21 The parties stipulate that, subject to the approval of the Court, that Plaintiff shall
 22 be granted a thirty-day extension from the current August 16, 2017 deadline to file Plaintiff's
 23 Opening Brief. This is Plaintiff's first request for an extension. There is good cause for this
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 26 ¹ Nancy A. Berryhill is now the Acting Commissioner of Social Security. Pursuant to Rule 25(d)
 27 of the Federal Rules of Civil Procedure, Nancy A. Berryhill is substituted for Acting
 28 Commissioner Carolyn W. Colvin as the defendant in this suit. No further action needs to be
 taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security
 Act, 42 U.S.C. § 405(g).

1 extension because psychiatric records we have are handwritten and they are difficult to decipher.
2 Therefore, the parties jointly request an extension up to and including **September 15th, 2017**.

3
4 Respectfully Submitted,

5 DATED: August 14th, 2017

6 /s/ Josephine M. Gerrard
7 JOSEPHINE M. GERRARD
8 Attorney for Plaintiff

9 DATED: August 14th, 2017

10 By:/s/
11 MARCELO N. ILLARMO
12 Social Security Administration
13 Lead Attorney
14 marcelo.illarmo@ssa.gov
15 Attorney to be noticed

16 BOBBIE J. MONTOYA
17 U.S. Attorney's Office
18 bobbie.montoya@usdoj.gov
19 Attorney to be noticed

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21 **ORDER**

22 PURSUANT TO STIPULATION, IT IS SO ORDERED.

23 Dated: August 18, 2017

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26 **CRAIG M. KELLISON**
27 UNITED STATES MAGISTRATE JUDGE
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing notice of Appearance was filed with the Clerk of the Court on August 14th, 2017 using the CM/ECF system which will send notification of such filing to NANCY A. BERRYHILL, Defendants.

/s/ Lalita Kaewsawang
LALITA KAEWSAWANG
Legal Assistant