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8 Attorneys for Defendant

9 UNITED STATES DISTRICT COURT
 10 EASTERN DISTRICT OF CALIFORNIA
 11 SACRAMENTO DIVISION

13 JOSHUA SPAGEL,)
) Case No. 2:17-CV-00839-AC
 14 Plaintiff,)
) **STIPULATION AND PROPOSED ORDER TO**
 15) **EXTEND DEFENDANT’S TIME TO FILE HER**
 16) **RESPONSIVE BRIEF**
 NANCY A. BERRYHILL,)
 17 Acting Commissioner of)
 Social Security,) (Defendant’s First Request)
 18)
 19 Defendant.)

20 Defendant Nancy A. Berryhill, Acting Commissioner of the Social Security
 21 Administration (“Defendant”) respectfully request the Court to extend the time for Defendant to
 22 file her response to Plaintiff’s Motion For Summary Judgment and/or Remand due on January
 23 29, 2017, by 30 days, through and including February 28, 2018.

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28 Stipulation to extend
 Defendant’s time to respond
 2:17-CV-00839-AC

1 (1) An extension of time is needed as Defendant's counsel is in the process of contacting
2 his client, the Office of Hearing Operations (OHO) for the purposes of seeking settlement
3 authority in this case.

4 (2) The undersigned is requesting a 30-day extension to insure the necessary time for
5 discussion with OHO, and for them to provide a response within the next 30 days.

6 (3) In addition, the respective counsels will need additional time to negotiate the terms
7 of any settlement.
8

9 (4) Plaintiff's Reply brief, if necessary will be due on March 14, 2018.

10 (5) Counsel for Defendant conferred with Plaintiff's counsel by email, who has no
11 opposition to the requested extension on January 25, 2018.
12

13 (6) This request is made in good faith with no intention to unduly delay the proceedings.
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15

16 DATED: January 25, 2018

McGREGOR W. SCOTT
United States Attorney

17
18 By: /s/ Richard M. Rodriguez
19 RICHARD M. RODRIGUEZ
20 Special Assistant U.S. Attorney
Richard.rodriguez@ssa.gov
21 Attorneys for Defendant
Nancy A. Berryhill,
22 Acting Commissioner of Social Security

23 DATED: January 25, 2018

/s/ Cyrus Safa
24 By: Richard M. Rodriguez,
25 as authorized by email on January 25, 2018
CYRUS SAFA, ESQ., CSBN: 282971
26 Attorney for Plaintiff

1 **APPROVED AND SO ORDERED:**

2
3
4 Dated: January 26, 2018



5
6 THE HONORABLE ALLISON CLAIRE
7 United States Magistrate Judge

28 Stipulation to extend
Defendant's time to respond
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