(SS) Garza v	Commissioner of Social Security
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1 2 3 4 5 6 7 8	MCGREGOR W. SCOTT United States Attorney DEBORAH LEE STACHEL Regional Chief Counsel, Region IX Social Security Administration CAROLYN B. CHEN, CSBN 256628 Special Assistant United States Attorney 160 Spear Street, Suite 800 San Francisco, California 94105 Telephone: (415) 977-8956 Facsimile: (415) 744-0134 E-Mail: Carolyn.Chen@ssa.gov Attorneys for Defendant		
9	UNITED STATES DISTRICT COURT		
10	EASTERN DISTRICT OF CALIFORNIA		
11	SACRAMENTO DIVISION		
12 13	CARLOS GARZA,	Case No.: 2:17-cv-01076-EFB	
14 15 16	Plaintiff,)) VS.)) NANCY A. BERRYHILL,)) Acting Commissioner of Social Security,))	STIPULATION AND PROPOSED ORDER FOR AN EXTENSION OF TIME OF 30 DAYS FOR DEFENDANT'S RESPONSE TO PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT AND 45 DAYS FOR PLAINTIFF'S REPLY	
17 18	Defendant.		
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20	IT IS HEREBY STIPULATED, by and between the parties, through their respective		
21	counsel of record, that Defendant shall have an e	extension of time of an additional 30 days to	
22	respond to Plaintiff's motion for summary judgr		
23	Defendant. The current due date is January 22, 2		
24	2018. The parties also stipulate that Plaintiff wi	ll have an extension of time of 45 days for his	
25	reply.		
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There is good cause for this request. Since the Court's previous extension of time, Defendant's counsel has been diligently addressing her full workload including other district court cases also previously extended, and an employment case involving additional briefing. Moreover, Defendant's counsel had pre-approved leave in the months of December and early January. Furthermore, as of Friday, January 19, 2018 afternoon, the Congress has not taken action to fund most government agencies, including the Social Security Administration. This means that Social Security Administration has no funds at this time to pay salaries for work performed by many of its employees, including Defendant's counsel for this case, after January 19, 2018.

Therefore, Defendant is respectfully requesting additional time up to and including February 21, 2018, to fully review the record and research the issues presented by Plaintiff's motion for summary judgment in this case, and under the assumption that the Social Security Administration will have funding to pay its employees by that time. The parties further stipulate that Plaintiff will have 45 days until April 30, 2018 to provide his reply to Defendant's response since Plaintiff's counsel will be out of the country from February to April.

This request is made in good faith with no intention to unduly delay the proceedings.

Respectfully submitted,

Date: January 19, 2018

BARBARA M. RIZZO, ATTORNEY AT LAW

<u>s/ Barbara M. Rizzo by C.Chen*</u> (As authorized by email on 1/19/2018) BARBARA M. RIZZO Attorneys for Plaintiff

1	Date: January 19, 2018 MCGREGOR W. SCOTT United States Attorney
2 3	By <u>s/ Carolyn B. Chen</u> CAROLYN B. CHEN
4	Special Assistant U. S. Attorney
5	Attorneys for Defendant
6	ORDER
7	APPROVED AND SO ORDERED.
8 9	DATED: January 22, 2018.
9 10	EDMUND F. BRENNAN
11	UNITED STATES MAGISTRATE JUDGE
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