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

13 JOSEF BAILEY, 14 Plaintiff, 15 vs. 16 NANCY A. BERRYHILL, Acting Commissioner of Social Security, 17 Defendant. 18	) Case No.: 2:17-cv-02360-JAM-DMC ) ) STIPULATION AND <del>PROPOSED</del> ORDER ) FOR AN EXTENSION OF TIME OF 5 ) DAYS FOR DEFENDANT'S RESPONSE TO ) PLAINTIFF'S MOTION FOR SUMMARY ) JUDGMENT ) ) )
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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 extension of time of 5 additional days to respond  
 22 to Plaintiff's motion for summary judgment. The current due date is September 5, 2018. The  
 23 new due date will be September 10, 2018.

24 This is Defendant's second request for an extension of time in this case. There is good  
 25 cause for this request. Since the approval of Defendant's first request for an extension of time,  
 26 Defendant's counsel has been addressing her full workload of district court cases and other cases  
 27 since returning from approved leave for multiple weeks. In addition, new matters that were not  
 28 previously anticipated, had arisen and have created some crowding of the briefing schedule

1 around the original due date of this case. Thus, Defendant is respectfully requesting additional  
2 time up to and including September 10, 2018, to fully review the record and research the issues  
3 presented by Plaintiff's motion for summary judgment in this case. This request is made in good  
4 faith with no intention to unduly delay the proceedings.

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6 Respectfully submitted,

7 Date: August 31, 2018

8 s/ Jesse S. Kaplan by C. Chen\*  
9 (As authorized by email on 8/31/2018)  
10 JESSE S. KAPLAN  
11 Attorneys for Plaintiff

12 Date: August 31, 2018

13 MCGREGOR W. SCOTT  
14 United States Attorney

15 By s/ Carolyn B. Chen  
16 CAROLYN B. CHEN  
17 Special Assistant U. S. Attorney

18 Attorneys for Defendant

19 ORDER

20 APPROVED AND SO ORDERED:

21 DATED: Sept 4 2018

22   
23 HON. DENNIS M. COTA  
24 UNITED STATES MAGISTRATE JUDGE  
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