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8 Attorneys for Defendant

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

13 VYACHESLAV RUMANTSEV,  
 14 Plaintiff,  
 15 vs.  
 16 NANCY A. BERRYHILL,  
 Acting Commissioner of Social Security  
 17 Defendant.

) Case No.: 2:17-cv-02539-EFB

) **JOINT STIPULATION AND**  
 ) **[PROPOSED] ORDER FOR EXTENSION**  
 ) **OF TIME FOR DEFENDANT TO**  
 ) **RESPOND TO PLAINTIFF'S MOTION**  
 ) **FOR SUMMARY JUDGMENT**

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 20 IT IS HEREBY STIPULATED, by the parties, through their respective counsel of record, that  
 21 the time for responding to Plaintiff's Motion for Summary Judgment be extended from August  
 22 31, 2018 to **September 4, 2018**. This is Defendant's third request for extension. Good cause  
 23 exists to grant Defendant's request for extension. Following the third death in the last three  
 24 months in Counsel's family and an emergency family matter of Counsel's immediate family  
 25 member that required emergency stay and surgery during the same week, Counsel took some  
 26 additional personal leave last week and was out of the office to recoup from the several family  
 27 tragedies. Counsel also has over 85+ pending social security cases, which require two or more  
 28 dispositive motions a week until mid-October, as well as a pending Ninth Circuit case (due in

JS for Extension of Time; 2:17-cv-02539-EFB

1 early October) and several civil rights matters that require immediate investigation. Due to  
2 current workload demands and unanticipated leave, Counsel did not have sufficient time to  
3 finalize Defendant's response. As such, Defendant needs additional time to adequately review  
4 the transcript and properly respond to Plaintiff's Motion for Remand. Defendant makes this  
5 request in good faith with no intention to unduly delay the proceedings. Counsel apologizes for  
6 the belated request, but did not anticipate taking additional leave. The parties further stipulate  
7 that the Court's Scheduling Order shall be modified accordingly.

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9  
10 Respectfully submitted,

11  
12 Dated: August 31, 2018

/s/ \*Jesse Kaplan  
(\*as authorized by email on August 30, 2018)  
JESSE KAPLAN  
Attorney for Plaintiff

13  
14  
15  
16 Dated: August 31, 2018


MCGREGOR W. SCOTT  
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20 By /s/ Tina L. Naicker  
TINA L. NAICKER  
Special Assistant U.S. Attorney  
Attorneys for Defendant

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23 **ORDER**

24 APPROVED AND SO ORDERED:

25  
26 DATED: August 31, 2018

  
HON. EDMUND F. BRENNAN  
UNITED STATES MAGISTRATE JUDGE