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5 Attorneys for Plaintiff,
 STEVE WESTOVER

8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA

10 STEVE WESTOVER,
 11 Plaintiff,
 12 v.
 13 KILOLO KIJAKAZI, ACTING
 14 COMMISSIONER OF SOCIAL SECURITY,¹
 15 Defendant.

No. 2:20-cv-01095 DB
 ORDER AND
 STIPULATION RE: MODIFICATION
 OF SCHEDULING ORDER

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 17 Subject to the approval and any further orders of the Court, the parties, by and through
 18 counsel of record, stipulate and agree to Plaintiff's time to move for summary judgment under the
 19 scheduling order be extended from AUGUST 5, 2021, to **MONDAY, AUGUST 30, 2021**, with all
 20 other deadlines to follow as stated in the scheduling order; and further agree that the modification is
 21 supported by is good cause, will not unduly delay resolution and is not prejudicial to either party.

22 The good cause supporting modification of the scheduling order includes that COVID-19's
 23 interruptions in the Social Security Administration's operations effecting the filing of certified
 24 administrative transcripts has resulted in concentration of filing deadlines in Plaintiff's counsel's
 25 active Social Security cases in the Northern and Eastern Districts of California which has interfered
 26 with Plaintiff's counsel able to fully analyze administrative transcripts, meet and confer with defense

27 ¹ Under Fed.R.Civ.P. 25(d) when public officer who is a party in an official capacity dies, resigns, or
 28 otherwise ceases to hold office; the officer's successor is automatically substituted as a party. On
 Friday, July 9, 2021, Andrew Saul was terminated. Kilolo Kijakazi is Acting Commissioner.

1 counsel when possible grounds for voluntary remand are identified, and develop, prioritize and brief
2 issues for summary judgment consistent with the professional standards of the Court and without
3 prejudice to the Plaintiff. By modification of the scheduling order in this and other pending matters,
4 Plaintiff's counsel believes the fewer additional scheduling order modifications will be necessary, the
5 risk of missed deadlines will be reduced, and the Court's effective and efficient administration of
6 justice served. This request for this modification of the scheduling order is made in good faith,
7 without dilatory motive and not for purposes of undue delay or to prejudice the interest of any party.

8 SO STIPULATED AND AGREED, July 14, 2021:

9 For Plaintiff:

10 WEEMS LAW OFFICES

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14 /s/Robert C. Weems

15 Robert C. Weems,
16 Attorney for Plaintiff

For Defendant:

PHILLIP A. TALBERT

Acting United States Attorney
DEBORAH LEE STACHEL
Regional Chief Counsel, Region IX
CHANTAL JENKINS
Special Assistant U.S. Attorney

17 /s/Chantal Jenkins

18 Chantal Jenkins,
19 Special Assistant United States Attorney
20 and Attorney for the Defendant

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ORDER

Pursuant to the parties' stipulation, IT IS SO ORDERED.

Dated: July 15, 2021

/s/ DEBORAH BARNES
UNITED STATES MAGISTRATE JUDGE