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10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA
12

13 ELIZABETH GAIL SHADE,
14 Plaintiff,
15 v.
16 KILOLO KIJAKAZI,
17 Acting Commissioner of Social Security,
18 Defendant.

Case No. 2:21-cv-02256-JDP (SS)

STIPULATED MOTION AND ~~PROPOSED~~
ORDER FOR AN EXTENSION OF TIME TO
RESPOND 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, with the Court's approval, that Defendant's time for responding to Plaintiff's
22 Motion for Summary Judgment be extended sixty days (60) days from August 8, 2022, to October
23 7, 2022. This is Defendant's first request for an extension. Counsel for Plaintiff has no objection
24 to Defendant's request for an extension.

25 Good cause exists for this request. Defendant respectfully requests this additional time
26 because Counsel for Defendant has and will be unable to devote the time required to complete
27 Defendant's response to Plaintiff's Motion for Summary Judgment given the current due date.
28

1 Counsel for Defendant has been out of the office sick with COVID. Counsel for Defendant also
2 has been and will continue to need to provide care for his son and daughter who also have
3 COVID and are currently unable to attend school or otherwise be cared for by another party. In
4 addition, unscheduled sick leave and scheduled leave have resulted in increased workload and
5 competing deadlines. Counsel for Defendant currently has fourteen (14) merit briefs currently
6 due in district court cases over the next 30 days. Given this current situation and upcoming
7 scheduled leave in August (if even able to attend), an extension until October 7, 2022 should
8 provide an opportunity for the undersigned Counsel for Defendant to complete the response to
9 Plaintiff's Motion for Summary Judgment. Furthermore, a reassignment of this matter to another
10 staff attorney is currently not tenable given the high volume of cases that all of our limited staff
11 (due to leave and resignations) is handling. Counsel apologizes to the Court for any
12 inconvenience caused by this delay. All other dates in the Court's Scheduling Order shall be
13 extended accordingly.

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15 Respectfully submitted,

16 PHILLIP A. TALBERT
17 United States Attorney

18 DATE: July 26, 2022

18 By: s/ Oscar Gonzalez de Llano
19 OSCAR GONZALEZ DE LLANO
20 Special Assistant United States Attorney
21 Attorneys for Defendant

22
23 Respectfully submitted,

24 Attorneys for Plaintiff

25 DATE: July 26, 2022

25 By: s/ Steven G. Rosales*
26 Steven G. Rosales, Esq.
27 LAW OFFICES OF LAWRENCE D. ROHLFING
28 (*as authorized by email)


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ORDER

Pursuant to defendant's motion, defendant shall have an extension, up to and including October 7, 2022, to respond to plaintiff's motion for summary judgment.

IT IS SO ORDERED.

Dated: July 28, 2022



JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE