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10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA
12 FRESNO DIVISION
13

14 CARLOS CHAVEZ, JR.,

15 Plaintiff,

16 v.

17 KILOLO KIJAKAZI,
18 Acting Commissioner of Social Security,

19 Defendant.
20
21

No. 2:22-cv-00490-DMC

STIPULATION AND ORDER FOR EXTENSION
OF TIME TO FILE DEFENDANT'S RESPONSE
TO PLAINTIFF'S MOTION FOR SUMMARY
JUDGMENT

22 The parties stipulate through counsel that Defendant, the Acting Commissioner of Social
23 Security (the "Commissioner"), shall have a first extension of 47 days to respond to Plaintiff's
24 Motion for Summary Judgment ("Motion") (ECF No. 14), extending the date on which
25 Defendant's response is due from November 17, 2022, to January 3, 2023.

26 Defendant needs more time to respond to Plaintiff's Motion because the undersigned
27 attorney for Defendant currently has seven briefs due over the two weeks, including Defendant's
28 Opposition in this case, and a total of nine district court briefs due during the month of December.

1 In addition, the undersigned attorney has recently experienced a health issue requiring several
2 medical appointments during the month of November, including a lengthy emergency room visit.
3 This unexpected health issue has caused the attorney for Defendant to unexpectedly need to take
4 leave from work. Accordingly, the Commissioner respectfully requests an extension of 45 days,
5 until January 3, 2023, to respond to Plaintiff's Motion.

6 The attorney for Defendant sincerely apologizes for any inconvenience to the Court,
7 Plaintiff, and opposing counsel. This request is made in good faith and is not intended to delay the
8 proceedings in this matter.

9 Respectfully submitted,

10 DATE: November 15, 2022

11 /s/ Jody Marie Peterson
12 JODY MARIE PETERSON
13 Attorney for Plaintiff
14 (as approved via email)

15 PHILLIP A. TALBERT
16 United States Attorney
17 MATHEW W. PILE
18 Associate General Counsel
19 Social Security Administration

20 DATE: November 15, 2022

21 By /s/ Elizabeth Landgraf
22 ELIZABETH LANDGRAF
23 Special Assistant United States Attorney
24 Attorneys for Defendant

25 **ORDER**

26 Pursuant to the parties' stipulation, IT IS SO ORDERED that Defendant shall have an
27 extension, up to and including January 3, 2023, to respond to Plaintiff's Motion for Summary
28 Judgment.

Dated: November 18, 2022



DENNIS M. COTA
UNITED STATES MAGISTRATE JUDGE