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14 UNITED STATES DISTRICT COURT
15 EASTERN DISTRICT OF CALIFORNIA
16 FRESNO DIVISION

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22 CARLOS CHAVEZ, JR.,
23 Plaintiff,
24 v.
25 KILOLO KIJAKAZI,
26 Acting Commissioner of Social Security,
27 Defendant.

28 No. 2:22-cv-00490-DMC

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

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

37 Defendant needs more time to respond to Plaintiff's Motion because the undersigned
38 attorney for Defendant currently has seven briefs due over the two weeks, including Defendant's
39 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.

Respectfully submitted,

DATE: November 15, 2022

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

PHILLIP A. TALBERT
United States Attorney
MATHEW W. PILE
Associate General Counsel
Social Security Administration

DATE: November 15, 2022

By /s/ Elizabeth Landgraf
ELIZABETH LANDGRAF
Special Assistant United States Attorney
Attorneys for Defendant

ORDER

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

Dated: November 18, 2022


DENNIS M. COTA
UNITED STATES MAGISTRATE JUDGE