

1 PHILLIP A. TALBERT  
 United States Attorney  
 2 MATHEW W. PILE, WSBN 32245  
 Associate General Counsel  
 3 Office of Program Litigation, Office 7  
 Social Security Administration  
 4 NOAH SCHABACKER, Maryland Bar  
 Special Assistant United States Attorney  
 5 6401 Security Boulevard  
 6 Baltimore, Maryland 21235  
 Telephone: (303) 844-6232  
 7 E-Mail: Noah.Schabacker@ssa.gov  
 8 Attorneys for Defendant

9 **UNITED STATES DISTRICT COURT**  
 10 **EASTERN DISTRICT OF CALIFORNIA**

11		)	Case No.: 2:24-cv-02385-JDP
12	VICKIE BENNETT,	)	
13	Plaintiff,	)	STIPULATION AND <del>PROPOSED</del> ORDER
14	vs.	)	FOR AN EXTENSION OF TIME
15	CAROLYN COLVIN,	)	
16	Acting Commissioner of Social Security, <sup>1</sup>	)	
17	Defendant.	)	

18 Pending the Court’s approval, IT IS HEREBY STIPULATED, by and between the  
 19 parties, through their respective counsel of record, that the time for Defendant to respond to  
 20 Plaintiff’s Motion for Summary Judgment be extended thirty (30) days from January 6, 2025, up  
 21 to and including February 5, 2025. This is the Defendant’s first request for an extension.

22 This matter was assigned on December 12, 2024. Based on a review of the record,  
 23 undersigned counsel requires additional time to explore settlement options. Defendant  
 24 apologizes to the Court for any inconvenience caused by this delay. Undersigned counsel  
 25 contacted Plaintiff’s counsel on January 2, 2025, and he had no objection to this request.

26 <sup>1</sup> Carolyn Colvin became the Acting Commissioner of Social Security on November 30, 2024.  
 27 Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Carolyn Colvin should be  
 28 substituted for Martin O’Malley as the defendant in this suit. No further action need be taken to  
 continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42  
 U.S.C. § 405(g).

1 The parties further stipulate that the Court's Scheduling Order shall be modified  
2 accordingly.

3 Respectfully submitted,

4 Dated: January 3, 2025

/s/ Francesco Benavides\*  
(\*as authorized via e-mail on January 2, 2025)  
FRANCESCO BENAVIDES  
Attorney for Plaintiff

7 Dated: January 3, 2025

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

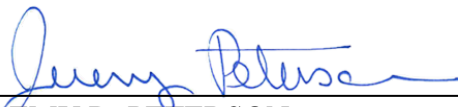
11 By: /s/ Noah Schabacker  
12 NOAH SCHABACKER  
Special Assistant U.S. Attorney  
13 Attorneys for Defendant  
14

15 **ORDER**

16 Pursuant to the parties' stipulation, IT IS SO ORDERED that Defendant shall have an  
17 extension, up to and including February 5, 2025, to respond to Plaintiff's Motion for Summary  
18 Judgment.

19 IT IS SO ORDERED.

20 Dated: January 6, 2025

21   
22 JEREMY D. PETERSON  
23 UNITED STATES MAGISTRATE JUDGE  
24  
25  
26  
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