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8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

10
 11 JANNIE M. HARRIS,)
)
 12 Plaintiff,)
)
 13 v.)
)
 14 MICHAEL J. ASTRUE,)
 Acting Commissioner of)
 Social Security,)
 15)
 16 Defendant.)
 _____)

CIVIL NO. C-08-02775 JL

STIPULATION AND ORDER FOR EXTENSION

17
 18 IT IS HEREBY STIPULATED by the undersigned for the respective parties, subject to the
 19 approval of the Court, that the Commissioner have a 21-day extension of time in which to file a response
 20 to Plaintiff's Motion for Summary Judgment, up to and including January 21, 2009. The Commissioner
 21 previously sought a 30-day extension of time up to and including December 31, 2008. This extension is
 22 necessary because the Special Assistant United States Attorney for the Commissioner had an unexpected
 23 increase in her work load when she was given an assignment to draft a memorandum for en banc review
 24 of a Ninth Circuit case. The Commissioner notes that this assignment was the basis for his previous
 25 request for an extension; however, the task proved to involve more unpredictable work than originally
 26 anticipated. Additionally, due to events beyond her control, the Commissioner's attorney has had to
 27 move her household with little notice in order to avoid personal harm. This combination of factors has
 28 prevented the Commissioner's attorney from completing the brief in this matter within the extended

1 deadline.

2 Dated: December 31, 2008

/s/ Bess M. Brewer
(As authorized via email)
BESS M. BREWER
Attorney for Plaintiff

5 JOSEPH P. RUSSONIELLO
6 United States Attorney

7 Dated: December 31, 2008

By: /s/ Elizabeth Firer
ELIZABETH FIRER
Special Assistant United States Attorney

11 PURSUANT TO STIPULATION, IT IS SO ORDERED that Defendant Commissioner of Social
12 Security shall have up to and including January 21, 2009, to respond to Plaintiff's Motion for Summary
13 Judgment. nunc pro tunc.

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16 Dated: April 20, 2009


JAMES LARSON
United States Magistrate Judge