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5 Attorneys for Plaintiff

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 7 **IN THE UNITED STATES DISTRICT COURT**  
 8 **NORTHERN DISTRICT OF CALIFORNIA**  
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10 **ELENA O'CONNOR**

Case No. CIV-09-1508 JCS

11 )  
12 )  
13 **Plaintiff,**

**[PROPOSED] STIPULATION AND ORDER  
EXTENDING PLAINTIFF'S TIME TO  
FILE MEMORANDUM IN SUPPORT  
OF SUMMARY JUDGMENT AND  
DECLARATION**

14 v.

15 **MICHAEL J. ASTRUE**  
**Commissioner of Social Security**  
**of the United States of America,**

16 )  
17 **Defendant.**  
18 )

19 IT IS HEREBY STIPULATED by and between the parties, through their attorneys, and with the  
 20 permission of the Court as evidenced below, that the Plaintiff's time to file the summary judgment in this  
 21 case is hereby extended from its current due date of December 21, 2009, to February 9, 2009. This is  
 22 plaintiff's first request for an extension of time and is required due to plaintiff's counsel's impacted  
 23 briefing schedule and the upcoming holidays. See, Declaration of Bess M. Brewer set forth below  
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1 Dated: December 21, 2009

s/Bess M. Brewer  
BESS M. BREWER  
Attorney at Law

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Attorney for Plaintiff

4 Dated: December 21, 2009

McGregor W. Scott

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United States Attorney

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/s/ Shea Lita Bond  
SHEA LITA BOND

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Special Assistant U.S. Attorney  
Social Security Administration

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Attorney for Defendant

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**DECLARATION OF BESS M. BREWER**

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**DECLARATION OF BESS M. BREWER**

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13 I, Bess M. Brewer, Declare:

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1. I represent the plaintiff, Ms. O'Connor, in the above referenced case pending in this court and submit this declaration in support of plaintiff's stipulated request for an extension of time to file her motion for summary judgment.

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2. Due to the upcoming holidays and my extremely busy briefing schedule, I will require additional time to complete Ms. O'Connor's Motion for Summary Judgment and Memorandum.

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3. This is my first request for an extension of time to file Ms. O'Connor's summary judgment and the granting of this stipulated request will not have an appreciable effect on the briefing of this case.

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I declare under the penalty of perjury that the foregoing is true and correct to the best of my knowledge, and that this declaration was executed on December 21, 2009, in Sacramento, California.

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/s/ Bess M. Brewer  
BESS M. BREWER

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**ORDER**

APPROVED AND SO ORDERED.

DATED: 12/22/09

HONORABLE

