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5 Attorneys for Plaintiff

6
 7 **IN THE UNITED STATES DISTRICT COURT**
 8 **NORTHERN DISTRICT OF CALIFORNIA**
 9

10 **GEORGINA GUITIERREZ**)
 11)
 12)
 13 **Plaintiff,**)
 14 **v.**)
 15 **MICHAEL J. ASTRUE**)
 16 **Commissioner of Social Security**)
 17 **of the United States of America,**)
 18 **Defendant.**)

Case No. CIV-09-2323 WHA

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

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 November 9, 2009, to December 16, 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. See, Declaration of Bess M. Brewer set forth below

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1 Dated: November 6, 2009

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

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3 Attorney for Plaintiff

4 Dated: November 9, 2009

McGregor W. Scott
United States Attorney

5
6 /s/ Theophous Reagans
THEOPHOUS REAGANS
7 Special Assistant U.S. Attorney
8 Social Security Administration

9 Attorney for Defendant

10 **DECLARATION OF BESS M. BREWER**

11 **DECLARATION OF BESS M. BREWER**

12
13 I, Bess M. Brewer, Declare:

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

17 2. I have an extremely busy briefing schedule which became even more impacted when I
18 was out sick for 7 days during August. I fell behind on my briefing and am still struggling to catch-
19 up. Consequently, I will require additional time to complete Ms. Gutterrez's Motion for Summary
20 Judgment and Memorandum.

21 3. This is my first request for an extension of time to file Ms. Gutterrez's summary
22 judgment and the granting of this stipulated request will not have an appreciable effect on the briefing
23 of this case.
24

25 I declare under the penalty of perjury that the foregoing is true and correct to the best
26 of my knowledge, and that this declaration was executed on November 6, 2009, in Sacramento,
27 California.

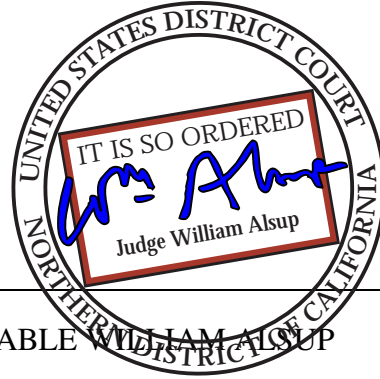
/s/ Bess M. Brewer
BESS M. BREWER

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ORDER

APPROVED AND SO ORDERED.

DATED: November 10, 2009.



HONORABLE WILLIAM ALSUP