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1 MELINDA L. HAAG, CSBN 132612 **United States Attorney** 2 DEBORAH L. STACHEL, CSBN 230138 Acting Regional Chief Counsel, Region IX Social Security Administration 4 CAROLYN B. CHEN, CSBN 256628 Special Assistant United States Attorney 5 6 160 Spear Street, Suite 800 San Francisco, California 94105 7 Telephone: (415) 977-8956 Facsimile: (415) 744-0134 8 E-Mail: Carolyn.Chen@ssa.gov 9 Attorneys for Defendant 10 UNITED STATES DISTRICT COURT 11 NORTHERN DISTRICT OF CALIFORNIA 12 PHILLIP MAYS, CIVIL ACTION NO. 3:15-CV-02731-MEJ Plaintiff, 13 14 v. STIPULATION AND PROPOSED ORDER FOR A FIRST EXTENSION FOR DEFENDANT 15 CAROLYN W. COLVIN, Acting TO FILE CROSS-MOTION FOR SUMMARY Commissioner of Social Security, 16 JUDGMENT Defendant. 17 18 IT IS HEREBY STIPULATED, by and between the parties, through their respective 19 counsel of record, that Defendant shall have a first extension of time of 65 days to file her cross-20 motion for summary judgment and opposition to Plaintiff's motion. The current due date is 21 December 14, 2015. The new due date will be February 17, 2016. 22 This is the first continuance sought by Defendant. There is good cause for this request. 23 Defendant is seeking this extension due to Defendant's counsel's heavy workload in the last 24 month and continuing heavy workload in the next two months, including her regular district court caseload, a hearing for an Equal Employment Opportunity Commission (EEOC) case on 25 December 4, 2015 with follow-up briefing; two other pending EEOC matters that require 26 discovery, including depositions in the next few weeks, and briefing; two Ninth Circuit briefs due 27 in December 2015 and January 2016; and a Ninth Circuit appellate oral argument in early 28 Stip. & Prop. Order for Extension, 3:15-CV-02731-MEJ 1

1 February 2016. 2 Because of the factors described above, defense counsel is requesting additional time up to February 17, 2016, to fully review the administrative record and research the issues presented by Plaintiff's memorandum in support of Plaintiff's motion for summary judgment. Defendant 4 apologizes for any inconvenience caused by the delay in the filing of Defendant's response to 5 Plaintiff's motion for summary judgment. 6 7 Respectfully submitted, 8 HOMELESS ACTION CENTER 9 Dated: December 9, 2015 /s/ Nancy McGee 10 (as authorized via e-mail on 12/9/2015) Nancy McGee 11 Attorneys for Plaintiff 12 MELINDA L. HAAG 13 **United States Attorney** 14 Dated: December 9, 2015 By s/ Carolyn B. Chen 15 CAROLYN B. CHEN Special Assistant U.S. Attorney 16 17 Attorneys for Defendant Defendant shall also file her Separate Statement of the Admin. 18 Record by 2/17/06. Plaintiff's Reply and Reply Statement of Facts 19 are due 3/2/06. 20 O 21 PURSUANT TO STIPULATION, IT IS SO ORDERED. 22 23 DATED: December 10, 2015 24 HON. MARIA ELENA JAMES 25 UNITED STATE MAGISTRATE JUDGE 26 27 28