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4 UNITED STATES DISTRICT COURT
5 NORTHERN DISTRICT OF CALIFORNIA
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7 THEODORE LEE, SHELTON EAVES,

8 Plaintiffs,

9 v.

10 NANCY A. BERRYHILL,

11 Defendant.

Case No. [17-cv-03976-SI](#)

**ORDER DENYING MOTION FOR
EXTENSION OF TIME AND
DISMISSING SHELTON EAVES FROM
THIS ACTION**

Re: Dkt. No. 12

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13 On July 14, 2017, plaintiff “Theodore Lee Shelton Eaves” filed *pro se* a complaint in this
14 case, entitled “Complaint for Judicial Review of Decision of Commissioner of Social Security.”
15 Docket No. 1. It was unclear to the Court at the time whether the case was being brought by one
16 person or two. *See id.*; Docket No. 5. The Court gave plaintiff information to contact the Legal
17 Help Center for assistance and ordered that a new complaint be filed by August 8, 2017. Docket
18 No. 5. On July 25, 2017, Theodore Lee filed a new complaint. Docket No. 7. On August 8,
19 2017, Shelton Eaves filed a motion for an extension of time. Docket No. 12.

20 It has become apparent from the recently filed papers that there are two plaintiffs in this
21 case, Theodore Lee and Shelton Eaves, and that Mr. Eaves does not state a claim for relief. Mr.
22 Eaves’s motion states that his July 14 filing was an effort “to see if I could get on SSI” *Id.* at
23 2. He is seeking an extension of time “to fil[e] for my Social Security” *Id.* This Court does
24 not decide applications for Social Security benefits. This Court reviews decisions that the
25 Commissioner of Social Security makes. 42 U.S.C. § 405(g). **If Mr. Eaves wishes to apply for**
26 **SSI, he should contact the Social Security Administration at 1-800-772-1213.** By calling that
27 number, he can learn where his local Social Security Office is and can learn about how to apply
28 for SSI.

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Because this Court cannot rule on whether Mr. Eaves is entitled to SSI in the first instance,
**Mr. Eaves's motion for an extension of time is DENIED and Mr. Eaves is DISMISSED from
this action.**

IT IS SO ORDERED.

Dated: August 23, 2017



SUSAN ILLSTON
United States District Judge