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 10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 OAKLAND DIVISION

13 LURLEEN Y. HERNANDEZ,)
)
 14 Plaintiff,)
)
 15 v.)
)
 16 CAROLYN W. COLVIN,)
 Acting Commissioner of Social Security,)
 17 Defendant.)
 _____)

CASE NO. 4:13-cv-2392-SBA

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 STIPULATION AND ~~PROPOSED~~ ORDER
 FOR FIRST EXTENSION OF TIME TO
 FILE DEFENDANT'S MOTION FOR
 SUMMARY JUDGMENT

At the end of the day on September 30, 2013, the appropriation that had been funding the Department of Justice expired and the appropriations to the Department lapsed. The same was true for most Executive agencies, including the Social Security Administration. Effective October 17, 2013, funds were appropriated for the Department of Justice and the Social Security Administration, and attorneys in both office at that time were able to resume their usual civil litigation functions.

Notwithstanding the return of all attorneys, the Office of the General Counsel for the Social Security Administration has a substantial backlog of work as a result of this lapse in appropriations. The Office of the General Counsel is working diligently to prioritize and work through this backlog as

1 efficiently as possible. Counsel for Defendant had a backlog of eight motions for summary
2 judgment/merits briefs after the lapse in appropriations, which counsel has been working through in the
3 order in which they were originally due. Unfortunately, this backlog has impacted the scheduling in
4 other cases, such as the instant case, and required extensions in those cases. As such, the Acting
5 Commissioner requests a 30-day extension of time for filing the Commissioner's Motion for Summary
6 Judgment. This is the first extension requested in this case. Plaintiff's counsel does not oppose the
7 request.

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9 Respectfully submitted,

10 Dated: November 13, 2013

11 By: /s/ Harvey P. Sackett
12 (via e-mail authorization)
13 HARVEY P. SACKETT
14 Attorney for Plaintiff

MELINDA L. HAAG
United States Attorney

15 Dated: November 13, 2013

16 By: /s/ Brenda M. Pullin
17 BRENDA M. PULLIN
18 Special Assistant United States Attorney

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20 **ORDER**

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22 IT IS SO ORDERED.

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24 Dated: 5/23/2014

25 *Saundra B. Armstrong*
26 THE SAUNDRA B. ARMSTRONG
27 United States District Judge
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