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HARVEY P. SACKETT (72488)

**S A C K E T T**  
**AND ASSOCIATES**  
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Attorney for Plaintiff

/as

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SALVADOR L. NIEBLAS,	)	Civil No. C08-02865 JF PVT
	)	
Plaintiff,	)	
	)	STIPULATION AND ORDER
v.	)	
	)	
MICHAEL J. ASTRUE,	)	
Commissioner,	)	
Social Security Administration,	)	
	)	
Defendant.	)	
	)	

Plaintiff and Defendant, through their respective attorneys, hereby stipulate that Plaintiff shall have a second extension of time of (30) days up through and including Tuesday, February 17, 2009 in which to e-file his Motion for Summary Judgment. This extension is necessitated by the number of other cases (9) Plaintiff's counsel currently has before this district court and other district courts that also require briefing around this time.

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JOSEPH P. RUSSONIELLO  
United States Attorney

Dated: January 12, 2009

/s/  
SARAH RYAN  
Special Assistant U.S. Attorney

Dated: January 12, 2009

/s/  
HARVEY P. SACKETT  
Attorney for Plaintiff  
SALVADOR L. NIEBLAS

IT IS SO ORDERED.

Dated: 1/14/09

  
HON. JEREMY FOGEL  
~~HON. PATRICIA V. TRUMBULL~~  
United States Magistrate Judge  
District