

1 JOSEPH P. RUSSONIELLO CSBN 44332  
 United States Attorney  
 2 LUCILLE GONZALES MEIS, SBN CO 15153  
 Regional Chief Counsel, Region IX  
 3 ELIZABETH FIRER, SBN WI 1034148  
 Special Assistant United States Attorney

**\*\* E-filed August 31, 2009 \*\***

4 333 Market Street, Suite 1500  
 5 San Francisco, California 94105  
 Telephone: (415) 977-8937  
 6 Facsimile: (415) 744-0134  
 Email: [Elizabeth.Firer@ssa.gov](mailto:Elizabeth.Firer@ssa.gov)

7 Attorneys for Defendant

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

10 **SAN JOSE DIVISION**

11 MICHAEL G. OLSON,  
 12 Plaintiff,

CIVIL NO. C09-01799 HRL

13 v.

STIPULATION AND ~~PROPOSED~~ ORDER

14 MICHAEL J. ASTRUE,  
 15 Commissioner of  
 Social Security,

16 Defendant.  
 17 \_\_\_\_\_

18 The parties hereby stipulate by counsel, with the Court's approval as indicated by issuance of the  
 19 attached Order, that Defendant shall have an extension of time of 31 days, up to and including August  
 20 31, 2009, to answer Plaintiff's complaint. This request is being made because this case was originally  
 21 assigned to an attorney who went on unexpected and extended medical leave resulting in the need to  
 22 reassign her entire work load. In the process of these reassignments, the case tracking system used in the  
 23 Commissioner's Office of the General Counsel has been unreliable and this case was inadvertently  
 24 overlooked. Defendant will file the answer immediately after filing this proposed order so that no  
 25 further delay occurs.

26 ///  
 27 ///  
 28 ///

1 The parties further stipulate that the Court's Scheduling Order shall be modified accordingly.

2  
3 Respectfully submitted,

4 Dated: August 31, 2009

/s/ Harvey P. Sackett  
(As authorized via email)  
HARVEY P. SACKETT  
Attorney for Plaintiff

6 Dated: August 31, 2009

7 JOSEPH P. RUSSONIELLO  
United States Attorney  
LUCILLE GONZALES MEIS  
8 Regional Chief Counsel, Region IX  
Social Security Administration

9  
10 /s/ Elizabeth Firer  
ELIZABETH FIRER  
Special Assistant U.S. Attorney

11 Attorneys for Defendant

12  
13 ORDER

14 APPROVED AND SO ORDERED.

15  
16 DATED: August 31, 2009

17   
18 \_\_\_\_\_  
HOWARD R. LLOYD  
UNITED STATES MAGISTRATE JUDGE