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7 Attorneys for Defendant

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
 10 SAN JOSE DIVISION

11 JAMES PAUL ANDREW TORAFSON )  
 12 Plaintiff, )  
 13 v. )  
 14 MICHAEL ASTRUE, )  
 15 Commissioner of Social Security, )  
 16 Defendant. )

CASE NO.: C-5:12-cv-01649-EJD

STIPULATION AND ~~PROPOSED~~ ORDER  
 FOR A SECOND EXTENSION FOR  
 DEFENDANT TO FILE NOTICE, MOTION,  
 AND MEMORANDUM IN SUPPORT OF  
 CROSS-MOTION FOR SUMMARY  
 JUDGMENT AND IN OPPOSITION TO  
 PLAINTIFF'S MOTION FOR SUMMARY  
 JUDGMENT

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 18 IT IS HEREBY STIPULATED, by and between the undersigned attorneys, subject to the approval  
 19 of the Court, that Defendant shall have a 30-day extension, or until December 13, 2012, in which to file  
 20 his Notice, Motion, and Memorandum in Support of Cross-Motion for Summary Judgment and in  
 21 Opposition to Plaintiff's Motion for Summary Judgment.

22 The undersigned counsel for the Defendant has exercised due diligence in managing her caseload  
 23 and makes this request as a result of a heavy briefing schedule. In addition to this matter, in the coming  
 24 week the undersigned counsel for the Defendant has dispositive briefs due in the following matters:  
 25 *Clark v. Astrue* (EDCA) 2:12-cv-00479-CMK, *Johnson v. Astrue* (NDCA) 4:12-cv-1580-PJH, and  
 26 *Morris-Hawkes v. Astrue* (EDCA) 3:12-cv-00483-SMS.

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1 This request is not intended to cause intentional day. This is Defendant's second request for an  
2 extension of time in this matter.

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4 Respectfully submitted,

5 Dated: November 13, 2012

/s/ Marc V. Kalagian  
(as authorized via e-mail)  
Marc V. Kalagian  
Attorney for Plaintiff

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8 MELINDA L. HAAG  
United States Attorney

9 Dated: November 13, 2012

By /s/ Elizabeth Barry  
ELIZABETH BARRY  
Special Assistant U.S. Attorney  
Attorneys for Defendant

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11  
12  
13 ORDER

14 PURSUANT TO STIPULATION, IT IS SO ORDERED.

15 DATED: November 15, 2012

  
EDWARD J. DAVILA  
UNITED STATES DISTRICT JUDGE