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 9 **UNITED STATES DISTRICT COURT**  
 10 **NORTHERN DISTRICT OF CALIFORNIA**

11  
 12 DEYANIRA BANUELOS,  
 FOR C.B.V. (A MINOR)

13 Plaintiff,

14 v.

15 CAROLYN W. COLVIN,  
 16 Acting Commissioner of  
 Social Security,\*

17 Defendant.

CIVIL NO.: 5:12-cv-01961-LHK

STIPULATION AND ~~PROPOSED~~ ORDER  
FOR AN EXTENSION OF TIME

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 19 IT IS HEREBY STIPULATED, by and between the parties, through their respective counsel of  
 20 record, that Defendant shall have a second extension of time of 35 days to respond to Plaintiff's Motion  
 21 for Summary Judgment and/or Remand. The new due date for Defendant's response will be April 1,  
 22 2013. Defendant needs the additional time to further review the file and prepare a response in this  
 23 matter due to a heavy workload, despite due diligence.

24 Counsel for Defendant sincerely apologizes to the Court and to Plaintiff for any inconvenience  
25 caused by this delay.

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28 \* Carolyn W. Colvin became the Acting Commissioner of Social Security on February 14, 2013. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Carolyn W. Colvin should be substituted for Michael J. Astrue as the defendant in this suit. No further action need to be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

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

2  
3 Respectfully submitted,

4 Dated: February 25, 2013

/s/ James Hunt Miller  
5 (As authorized on 2/25/13)  
6 JAMES HUNT MILLER  
Attorney for Plaintiff

7  
8 Dated: February 25, 2013

MELINDA L. HAAG  
9 United States Attorney  
10 GRACE M. KIM  
Regional Chief Counsel, Region IX  
11 Social Security Administration

12 By: /s/ Lynn M. Harada  
13 LYNN M. HARADA  
Special Assistant U.S. Attorney

14 Attorneys for Defendant  
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16  
17  
18 ORDER

19 PURSUANT TO STIPULATION, IT IS SO ORDERED.

20  
21 DATED: March 8, 2013

  
22 THE HONORABLE LUCY H. KOH  
23 United States District Judge  
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