

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO**

**Civil Action No. 08-cv-02323-AP**

**LILLIAN R. RANGEL,**

**Plaintiff,**

**v.**

**MICHAEL ASTRUE, COMMISSIONER OF SOCIAL SECURITY,**

**Defendant.**

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**JOINT CASE MANAGEMENT PLAN FOR SOCIAL SECURITY CASES**

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**1. APPEARANCES OF COUNSEL AND *PRO SE* PARTIES**

For Plaintiff:

Teresa H. Abbott, Esq.  
Colo. Atty. Reg. #27192  
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For Defendant:

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Acting United States Attorney

Kevin Thomas Traskos  
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District of Colorado

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## **2. STATEMENT OF LEGAL BASIS FOR SUBJECT MATTER JURISDICTION**

The Court has jurisdiction based on section 205(g) of the Social Security Act, 42 USC 405(g).

## **3. DATES OF FILING OF RELEVANT PLEADINGS**

- A. Date Complaint Was Filed: 10/28/2008.**
- B. Date Complaint Was Served on U.S. Attorney's Office: 11/12/2008**
- C. Date Answer and Administrative Record Were Filed: 04/27/2009.**

## **4. STATEMENT REGARDING THE ADEQUACY OF THE RECORD**

**Plaintiff states:** The record appears to be complete.

**Defendant states:** To the best of his knowledge, the record is complete.

## **5. STATEMENT REGARDING ADDITIONAL EVIDENCE**

**Plaintiff states:** None anticipated.

**Defendant states:** None anticipated.

## **6. STATEMENT REGARDING WHETHER THIS CASE RAISES UNUSUAL CLAIMS OR DEFENSES**

**Plaintiff states:** This case involves no unusual claims.

**Defendant states:** This case does not involve unusual claims or defenses.

## **7. OTHER MATTERS**

**Plaintiff states:** None.

**Defendant states:** To the best of his knowledge, there are no other matters.

## **8. BRIEFING SCHEDULE**

- A. Plaintiff's Opening Brief Due: 07/01/2009**
- B. Defendant's Response Brief Due: 08/07/2009**
- C. Plaintiff's Reply Brief Due: 08/24/2009**

## **9. STATEMENTS REGARDING ORAL ARGUMENT**

- A. Plaintiff's Statement:** Oral Argument is requested.
- B. Defendant's Statement:** Oral Argument is not requested.

## **10. CONSENT TO EXERCISE OF JURISDICTION BY MAGISTRATE JUDGE**

- A. ( ) All parties have consented to the exercise of jurisdiction of a United States Magistrate Judge.**
- B. (X) All parties have not consented to the exercise of jurisdiction of a United States Magistrate Judge.**

## **11. OTHER MATTERS**

THE PARTIES FILING MOTIONS FOR EXTENSION OF TIME OR CONTINUANCES MUST COMPLY WITH D.C.COLO.LCivR 7.1 BY SUBMITTING PROOF THAT A COPY OF THE MOTION HAS BEEN SERVED UPON THE MOVING ATTORNEY'S CLIENT, ALL ATTORNEYS OF RECORD, AND ALL *PRO SE* PARTIES.

## **12. AMENDMENTS TO JOINT CASE MANAGEMENT PLAN**

*The parties agree that the Joint Case Management Plan may be altered or amended only upon a showing of good cause.*

DATED: May 15, 2009

BY THE COURT:

S/John L. Kane  
U.S. DISTRICT COURT JUDGE

APPROVED:

<p><u>s/ Teresa H. Abbott</u>  Teresa H. Abbott, Esq.  Attorney for Plaintiff  3515 S. Tamarac Drive, Suite 200  Denver, CO 80237  (303) 757-5000  (303) 689-9627 fax  abbott.teresa@gmail.com</p>	<p>David Gaouette  Acting UNITED STATES ATTORNEY</p> <p>Kevin Thomas Traskos  Deputy Chief, Civil Division  District of Colorado</p> <p><u>s/ Thomas H. Kraus</u>  By: Thomas H. Kraus  Special Assistant U.S. Attorney  1961 Stout St., Suite 1001A  Denver, CO 80294  Telephone: (303) 844-0770  tom.kraus@ssa.gov</p> <p>Attorneys for Defendant</p>
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