

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Civil Action No.: 09-cv-00819-AP

FELECIA E. GUNN,

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:

ANN J. ATKINSON  
Attorney at Law  
7960 S. Ireland Way  
Aurora, CO 80016-1904  
Tele: 303-680-1881  
Fax: 303-680-7891  
AtkinsonAJ@aol.com

For Defendant:

DAVID M. GAOUILLE,  
Acting United States Attorney  
District of Colorado

KEVIN TRASKOS,  
Deputy Chief, Civil Division  
United States Attorney's Office  
District of Colorado  
1225 17th St., #700  
Denver, CO 80202  
Tele: 303-844-7278  
Fax: 303-844-0770  
Kevin.traskos@usdoj.gov

STEPHANIE LYNN F. KILEY,  
Special Assistant U.S. Attorney  
1961 Stout St., #1001A  
Denver, CO 80294  
Tele: 303-844-0017  
Fax: 303-844-0770  
Stephanie.kiley@ssa.gov

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

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

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

- |  |                |
|--|----------------|
| <b>A. Date Complaint was filed:</b>                            | April 9, 2009  |
| <b>B. Date Complaint was served on U.S. Attorney's office:</b> | April 20, 2009 |
| <b>C. Date Answer and Administrative Record were filed:</b>    | June 19, 2009  |

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

The Administrative Record appears to be complete.

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

The parties do not anticipate submitting additional evidence.

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

There are no unusual claims or defenses in this case.

### **7. OTHER MATTERS**

There are no other matters to bring to the Court's attention.

### **8. BRIEFING SCHEDULE**

- |   |                    |
|---|--------------------|
| <b>A. Plaintiff's Opening Brief due:</b>        | August 10, 2009    |
| <b>B. Defendant's Response Brief due:</b>       | September 10, 2009 |
| <b>C. Plaintiff's Reply Brief (if any) due:</b> | September 25, 2009 |

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

- A. Plaintiff's statement:** Plaintiff does not request oral argument.
- B. Defendant's statement:** Defendant does not request oral argument.

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

**A. ( ) All parties have consented to the exercise of jurisdiction by 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(C) BY SUBMITTING PROOF THAT A COPY OF THE MOTION HAS BEEN SERVED UPON THE MOVING ATTORNEY'S CLIENT, ALL ATTORNEY'S 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: July 9, 2009

BY THE COURT

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

APPROVED:

/s Ann J. Atkinson

Ann J. Atkinson, Attorney at Law  
7960 South Ireland Way  
Aurora, CO 80016-1904  
Tele: 303-680-1881  
Fax: 303-680-7891  
Email: AtkinsonAJ@aol.com

DAVID M. GAOUETTE  
Acting United States Attorney

KEVIN TRASKOS  
Deputy Chief, Civil Division  
United States Attorney's Office  
District of Colorado  
kevin.traskos@usdoj.gov

/s/ Stephanie Lynn F. Kiley

By: Stephanie Lynn F. Kiley, Esq.  
Special Assistant U.S. Attorney  
1961 Stout St., #1001A  
Denver, CO 80294  
Tele: 303-844-0815  
Fax: 303-844-0770  
Email: Stephanie.kiley@ssa.gov