

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 09-cv-02435-AP

STANLEY O. STUMBAUGH,

Plaintiff,

v.

MICHAEL J. ASTRUE, Commissioner of Social Security,

Defendant.

JOINT CASE MANAGEMENT PLAN FOR SOCIAL SECURITY CASES

1. APPEARANCES OF COUNSEL AND *PRO SE* PARTIES

For Plaintiff:

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For Defendant:

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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 U.S.C. 405(g).

3. DATES OF FILING RELEVANT PLEADINGS

- A. **Date Complaint Was Filed: 10/14/2009**
- B. **Date Complaint was Served on U.S. Attorney's Office: 10/15/2009**
- C. **Date Answer and Administrative Record Were Filed: 12/15/2009**

4. STATEMENT REGARDING THE ADEQUACY OF THE RECORD

The parties believe the administrative record is complete.

5. STATEMENT REGARDING ADDITIONAL EVIDENCE

The parties do not have any additional evidence to submit.

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

This case does not raise unusual claims or defenses.

7. OTHER MATTERS

None.

8. BRIEFING SCHEDULE

- A. **Plaintiff's Opening Brief Due: February 15, 2010**
- B. **Defendant's Answer Brief Due: March 17, 2010**
- C. **Plaintiff's Reply Brief (if any) Due: April 1, 2010**

9. STATEMENTS REGARDING ORAL ARGUMENT

A. Plaintiff's Statement: Plaintiff believes that oral argument would assist the Court in making a just determination in this matter.

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 of a United States Magistrate Judge.**
- B. **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 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 this 7th day of January, 2010.

BY THE COURT:

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

APPROVED:

UNITED STATES ATTORNEY

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