

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

Civil Action No. 10-cv-01353-AP

JOHN C. FORD,

Plaintiff,

v.

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

Defendant.

JOINT CASE MANAGEMENT PLAN

1. APPEARANCES OF COUNSEL AND *PRO SE* PARTIES

For Plaintiff:

Jan A. Larsen
155 Boardwalk Drive, Suite 400
Fort Collins, CO 80525
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(970) 206-4633
(970) 377-1957 (facsimile)

For Defendant:

Thomas H. Kraus
Special Assistant United States Attorney
Assistant Regional Counsel
Office of the General Counsel
Social Security Administration
1001 Seventeenth Street
Denver, CO 80202
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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 OF RELEVANT PLEADINGS

A. Date Complaint was Filed: June 11, 2010

B. Date Complaint was Served on U.S. Attorney's Office: August 9, 2010

C. Date Answer and Administrative Record were Filed: Answer filed October 7, 2010 and Administrative Record filed October 7, 2010

4. STATEMENT REGARDING THE ADEQUACY OF THE RECORD

The record is complete and accurate.

5. STATEMENT REGARDING ADDITIONAL EVIDENCE

None.

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

None.

7. OTHER MATTERS

None.

8. PROPOSED BRIEFING SCHEDULE

Because of workload and scheduling conflicts, the parties respectfully request briefing to commence later than 40 days after the filing of this Joint Case Management Plan, as follows:

A. Plaintiff's Opening Brief Due: December 27, 2010

B. Defendant's Response Brief Due: February 21, 2011

C. Plaintiff's Reply Brief (If Any) Due: March 8, 2011

9. STATEMENTS REGARDING ORAL ARGUMENT

A. **Plaintiff's Statement:** Plaintiff requests oral argument. Oral argument is necessary to provide the court with full opportunity to know the parties' respective positions.

B. **Defendant's Statement:** Oral argument 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. All parties have not consented to the exercise of jurisdiction of a United States Magistrate Judge.

11. **OTHER MATTERS**

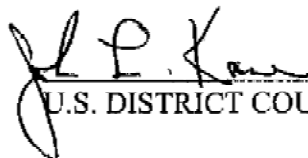
THE PARTIES FILING MOTIONS FOR EXTENSION OF TIME OR CONTINUANCES MUST COMPLY WITH D.C. COLO.LCivR 7.1(C) BY SUBMITTING PROOF THAT A COPY OF THE MOTION HAS BEEN SERVED UPON THE MOVING ATTORNEY'S CLIENT, ALL ATTORNEYS OF RECORD AND ALL PRO SE PARTIES.

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 22 day of November, 2010.

BY THE COURT:



U.S. DISTRICT COURT JUDGE

APPROVED:

UNITED STATES ATTORNEY

s/ Jan A. Larsen

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Attorney for plaintiff

s/ Thomas H. Kraus

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