

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Civil Action No. 1:12-cv-00575-AP

JACQUELINE HAWK,

Plaintiff,

v.

MICHAEL J. 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:

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For Defendant:

JOHN F. WALSH  
United States Attorney  
  
WILLIAM G. PHARO  
Assistant United States Attorney  
District of Colorado

Stephanie Lynn F. Kiley  
Special Assistant United States Attorney  
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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:** March 6, 2012
- B. Date Complaint Was Served on U.S. Attorney’s Office:** March 12, 2012
- C. Date Answer and Administrative Record Were Filed:** May 11, 2012

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

To the best of her knowledge, Counsel for Plaintiff states that the record is complete and accurate.

To the best of her knowledge, Counsel for Defendant states that the record is complete and accurate.

**5. STATEMENT REGARDING ADDITIONAL EVIDENCE**

The parties do not anticipate submitting additional evidence.

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

**Counsel for Plaintiff states:** To the best of her knowledge, this case does not involve unusual claims or defenses.

**Counsel for Defendant states:** To the best of her knowledge, this case does not involve unusual claims or defenses.

**7. OTHER MATTERS**

There are no other matters anticipated.

**8. BRIEFING SCHEDULE**

The parties respectfully request the following briefing schedule:

- A. Plaintiffs Opening Brief Due:** July 10, 2012
- B. Defendant’s Response Brief Due:** August 9, 2012
- C. Plaintiffs Reply Brief (If Any) Due:** August 24, 2012

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

### **A. Plaintiffs 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**

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 29<sup>th</sup> day of May, 2012.

BY THE COURT:

*s/John L. Kane*\_\_\_\_\_

U.S. DISTRICT COURT JUDGE

APPROVED:

<p><u>/s/ Diane K. Bross</u> <i>Diane K. Bross, Esq. # 31656</i> 5245 Centennial Blvd., Suite 203 Colorado Springs, Colorado 80919 Telephone (719) 634-7734 dbross@dianebrosslaw.com</p>	<p>JAMES F. WALSH United States Attorney</p> <p>WILLIAM G. PHARO Assistant United States Attorney District of Colorado</p> <p><u>/s/ Stephanie Lynn F. Kiley</u> Stephanie Lynn F. Kiley Assistant Regional Counsel 1001 Seventeenth Street, Sixth Floor Denver, Colorado 80202 Telephone: (303) 844-0815 <a href="mailto:stephanie.Kiley@ssa.gov">stephanie.Kiley@ssa.gov</a></p> <p>Attorneys for Defendant.</p>
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