

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Civil Action No. 12-cv-01709-AP

ELIZABETH H. GRAFFIS,  
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:

Michael W. Seckar, Esq.  
402 W. 12<sup>th</sup> Street  
Pueblo, Colorado 81003  
719-543-8636  
[seckarlaw@mindspring.com](mailto:seckarlaw@mindspring.com)

For Defendant:

John F. Walsh  
United States Attorney

J.B. García  
Assistant United States Attorney  
District of Colorado

Daniel E. Burrows  
Special Assistant United States Attorney  
Office of the General Counsel  
Social Security Administration  
1001 Seventeenth Street, 6<sup>th</sup> Floor  
Denver, Colorado 80202  
**(303) 844-7356**  
[daniel.burrows@ssa.gov](mailto:daniel.burrows@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**

- A. Date Complaint Was Filed: 7/2/12.
- B. Date Complaint Was Served on U.S. Attorney's Office: 9/5/12.
- C. Date Answer and Administrative Record Were Filed: 10/24/12.

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

To the best of their knowledge, the parties state that the administrative record is complete and accurate.

**5. STATEMENT REGARDING ADDITIONAL EVIDENCE**

Neither party intends to submit additional evidence.

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

To the best of their knowledge, the parties do not believe the case raises unusual claims or defenses.

**7. OTHER MATTERS**

The parties have no other matters to bring to the attention of the court.

**8. PBRIEFING SCHEDULE**

The parties respectfully request the following briefing schedule, which is outside the standard 40 days due to Defendant's workload in December 2012 and January 2013:

- A. Plaintiff's Opening Brief Due: 12/20/12.
- B. Defendant's Response Brief Due: 1/20/13.
- C. Plaintiff's Reply Brief (If Any) Due: 2/4/13.

**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 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(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 13<sup>th</sup> day of November, 2012.

BY THE COURT:

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

APPROVED:

**For Plaintiff:**

**s/Michael W. Seckar**

Michael W. Seckar, Esq.

402 W. 12<sup>th</sup> Street

Pueblo, Colorado 81003

719-543-8636

[seckarlaw@mindspring.com](mailto:seckarlaw@mindspring.com)

**For Defendant:**

JOHN F. WALSH

United States Attorney

WILLIAM G. PHARO

Assistant United States Attorney

District of Colorado

**s/Daniel E. Burrows**

By: Daniel E. Burrows

Special Assistant United States Attorney

Office of the General Counsel

Social Security Administration

1001 Seventeenth Street, 6<sup>th</sup> Floor

Denver, Colorado 80202

(303) 844-7356

[daniel.burrows@ssa.gov](mailto:daniel.burrows@ssa.gov)