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

Civil Action No. 1:12-cv-01915-AP

JONATHAN E. JOHANSEN,

Plaintiff,

v.

MICHAEL ASTRUE, **COMMISSIONER OF THE** SOCIAL SECURITY ADMINISTRATION,

Defendant.

## JOINT CASE MANAGEMENT PLAN

## 1. APPEARANCES OF COUNSEL AND PRO SE PARTIES

For Plaintiff:

Christopher R. Alger McDivitt Law Firm

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For Defendant:

Jessica Milano

Special Assistant United States Attorney

Assistant Regional Counsel Office of the General Counsel Social Security Administration

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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: July 23, 2012
- B. Date Complaint Was Served on U.S. Attorney's Office: July 31, 2012
- C. Date Answer and Administrative Record Were Filed: October 1, 2012

## 4. STATEMENT REGARDING THE ADEQUACY OF THE RECORD

The record is complete and accurate.

#### 5. STATEMENT REGARDING ADDITIONAL EVIDENCE

The parties do not anticipate the need for additional evidence.

# 6. STATEMENT REGARDING WHETHER THIS CASE RAISES UNUSUAL CLAIMS OR DEFENSESOTHER MATTERS

This case raises no unusual claims or defenses.

#### 7. BRIEFING SCHEDULE

- A. Plaintiff's Opening Brief Due: November 21, 2012
- B. Defendant's Response Brief Due: December 21, 2012
- C. Plaintiff's Reply Brief Due: January 7, 2013

#### 8. STATEMENTS REGARDING ORAL ARGUMENT

The parties do not request oral argument.

# 9. CONSENT TO EXERCISE OF JURISDICTION BY MAGISTRATE JUDGE

All parties have not consented to the exercise of jurisdiction by a Magistrate Judge.

#### 10. AMENDMENTS TO JOINT CASE MANAGEMENT PLAN

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 <u>UPON THE MOVING ATTORNEY'S CLIENT</u>, ALL ATTORNEYS OF RECORD, AND ALL PRO SE PARTIES.

The parties agree that the Joint Case Management Plan may be altered or amended only upon a showing of good cause.

Dated this 1st day of Movember, 2012

BY THE COURT:

John L. Kane
UNITED STATES DISTRICT JUDGE

APPROVED:

UNITED STATES ATTORNEY

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