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DANIEL G. BOGDEN, NSBN 2137 United States Attorney BLAINE T. WELSH 1 Chief, Civil Division JENNIFER LEE TARN, CSBN 240609 2 Special Assistant United States Attorney 160 Spear Street, Suite 800 3 San Francisco, California 94105 4 Telephone: (415) 977-8825 Facsimile: (415) 744-0134 5 E-Mail: Jennifer.Tarn@ssa.gov Attorneys for Defendant 6 7

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

DANIEL JOHN LUTTER, Plaintiff,)) Case No. 2:16-cv-01925-JAD-NJK) DEFENDANT'S UNOPPOSED MOTION FOR
V.) EXTENSION OF TIME (FIRST REQUEST)
NANCY A. BERRYHILL, ¹ Acting Commissioner of Social Security,	
Defendant.	<u> </u>

IT IS HEREBY STIPULATED, by and between Daniel John Lutter (Plaintiff) and Nancy A. Berryhill, Acting Commissioner of Social Security (Defendant), by and through their respective counsel of record, that Defendant shall have an extension of time of fourteen (14) days to file her response to Plaintiff's opening brief. The current due date is February 2, 20117. The new due date will be February 16, 2017.

This is the first extension of time requested by Defendant in the above-captions matter.

Defendant requests this extension because the attorney responsible for briefing this case has suffered

¹ Nancy A. Berryhill is now the Acting Commissioner of Social Security. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Nancy A. Berryhill should be substituted for Acting Commissioner Carolyn W. Colvin as the defendant in this suit. No further action needs to be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

	an unexpected health issue. This request is made in good faith with no intention to unduly delay the	
1	proceedings. Counsel for Defendant conferred with Plaintiff's counsel, Cyrus Safa, who has no	
1	opposition to this motion, on January 30, 2017.	
2	It is therefore respectfully requested that Defendant be granted a fourteen (14) day extension of	
3	time to respond to Plaintiff's motion, up to and including February 16, 2017.	
4	Dated: January 30, 2017.	
5		
6	Respectfully submitted	
7 8	DANIEL G. BOGDEN United States Attorney BLAINE T. WELSH	
9	Chief, Civil Division	
10	/s/ Jennifer Lee Tarn JENNIFER LEE TARN	
11	Special Assistant United States Attorney	
12	OF COUNSEL:	
13	GINA TOMASELLI	
14	Assistant Regional Counsel	
15	DEBORAH LEE STACHEL Regional Chief Counsel, Region IX	
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17	IT IS SO ORDERED:	
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19	THE HONORABLE NANCY J. KOPPE UNITED STATES MAGISTRATE JUDGE	
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21	DATE:	
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