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11 Attorneys for Defendant

12
 13 **UNITED STATES DISTRICT COURT**
 14 **DISTRICT OF NEVADA**

15 THERESA M. WEESNER,)	
)	Case No. 2:16-cv-02018-RFB-PAL
16 Plaintiff,)	
)	JOINT STIPULATION AND [PROPOSED]
17 v.)	ORDER FOR EXTENSION OF TIME TO
)	MODIFY BRIEFING SCHEDULE AND
18 NANCY A. BERRYHILL,)	EXTEND DEFENDANT’S TIME TO RESPOND
Acting Commissioner of Social Security,)	TO PLAINTIFF’S MOTION FOR
)	ATTORNEYS FEES PURSUANT TO THE
19 Defendant.)	EQUAL ACCESS TO JUSTICE ACT (EAJA).

20 **(First Extension Request)**

21 IT IS HEREBY STIPULATED, by the parties, through their respective counsel of record, that
 22 the time for responding to Plaintiff’s Motion for Attorneys Fees Under Equal Justice Access Act
 23 (EAJA)(Dkt No. 26) be extended from March 11, 2019 to May 11, 2019. Good cause exists to grant
 24 Defendant’s request for extension. Counsel for Defendant (Counsel) apologizes for the belated
 25 request for extension, but seeks an extension of time as Counsel was out of the office on intermittent
 26 sick leave for over two and half weeks in early March with the flu/pneumonia and did not accurately

1 calendar Defendant's response to Plaintiff's Motion for Attorneys Fees Under EAJA, which was due
2 at the same time. Good cause also exists, as Counsel has over 80+ active social security matters that
3 require two or more dispositive motions per week until mid-May. Due to Counsel's workload and
4 unexpected leave, Counsel needs additional time to properly respond to Plaintiff's Motion and/or
5 engage in settlement negotiations to settle the matter without further motion practice. Defendant
6 makes this request in good faith with no intention to unduly delay the proceedings. The parties further
7 stipulate that the Court's Scheduling Order shall be modified accordingly.

8 Respectfully submitted,

9 Dated: April 11, 2019

10 s/ *Howard Olinsky
11 (*as authorized by email on April 11, 2019)
12 HOWARD OLINSKY
13 Attorney for Plaintiff

14 Dated: April 11, 2019

15 NICHOLAS A. TRUTANICH
16 United States Attorney
17 DEBORAH LEE STACHEL
18 Regional Chief Counsel, Region IX
19 Social Security Administration

20 By /s/ Tina L. Naicker
21 TINA L. NAICKER
22 Special Assistant U.S. Attorney
23 Attorneys for Defendant

24 **ORDER**

25 **IT IS SO ORDERED.**

26 DATED: April 19, 2019


RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE

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CERTIFICATE OF SERVICE

I, TINA L. NAICKER, certify that the following individual was served with a copy of the
**JOINT STIPULATION AND [PROPOSED] ORDER FOR EXTENSION OF TIME TO
MODIFY BRIEFING SCHEDULE AND EXTEND DEFENDANT’S TIME TO RESPOND TO
PLAINTIFF’S MOTION FOR ATTORNEYS FEES PURSUANT
TO THE EQUAL ACCESS TO JUSTICE ACT (EAJA).**

on the date and via the method of service identified below:

CM/ECF:

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Respectfully submitted this 11th day of April 2019,

/s/ Tina L. Naicker
TINA L. NAICKER
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Attorney for Defendant