

1 STEVEN W. MYHRE, CSBN 9635
 2 Acting United States Attorney
 3 GINA TOMASELLI
 4 Special Assistant United States Attorney
 5 160 Spear Street, Suite 800
 6 San Francisco, California 94105
 Telephone: (415) 268-5602
 Facsimile: (415) 744-0134
 E-Mail: Gina.Tomaselli@ssa.gov

7 Attorneys for Defendant

8
 9 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA – LAS VEGAS DIVISION

11 JERRI L. RAEL,
 12 Plaintiff,
 13 vs.

14 NANCY A. BERRYHILL,
 15 Acting Commissioner of Social Security,
 16 Defendant.

CIVIL NO. 2:17-cv-00947-GMN-VCF
**DEFENDANT’S UNOPPOSED
 MOTION FOR EXTENSION OF
 TIME (FIRST REQUEST)**

17
 18 IT IS HEREBY STIPULATED, by and between Jerri L. Rael (Plaintiff) and Nancy A. Berryhill,
 19 Acting Commissioner of Social Security (Defendant), by and through their respective counsel of record,
 20 that Defendant shall have an extension of time of forty-five (45) days to deliver her Motion for
 21 Summary Judgment and in Opposition to Plaintiff’s Motion for Summary Judgment. The current due
 22 date is November 20, 2017. The new due date will be January 4, 2018. The parties further stipulate that
 23 all other dates will be extended accordingly, and Plaintiff’s reply will be due to Defendant by January
 24 24, 2018.

25 This is the first extension of time requested by Defendant in the above-captioned matter.
 26 Defendant requests this extension because the attorney responsible for briefing this case was only
 27 recently assigned this case, has an unusually heavy workload this month, and is taking some leave time
 28 during the upcoming holidays. This request is made in good faith with no intention to unduly delay the

1 proceedings. Counsel for Defendant conferred with Plaintiff's counsel, Mark Barrett, who has no
2 opposition to this motion, on November 16, 2017. It is therefore respectfully requested that Defendant
3 be granted a forty-five (45) day extension of time to respond to Plaintiff's motion, up to and including
4 January 4, 2018.
5

6 Respectfully submitted,

7 Dated: November 16, 2017

8 By: /s/ Mark D. Barrett *
9 MARK D. BARRETT
10 (*by email authorization on 11/16/17)

11 Dated: November 16, 2017

12 STEVEN W. MYHRE
13 Acting United States Attorney

14 By: /s/ Gina Tomaselli
15 GINA TOMASELLI
16 Special Assistant United States Attorney

17 Attorneys for Defendant

18 IT IS SO ORDERED:

19 

20 THE HONORABLE CAM FERENBACH
21 UNITED STATES MAGISTRATE JUDGE

22 DATE: 11-20-2017
23 _____

1 IT IS HEREBY CERTIFIED THAT:

2 I, Gina Tomaselli, certify that the following individual(s) were served with a copy of the
3 foregoing **UNOPPOSED MOTION FOR EXTENSION OF TIME** on the date and via the method
4 of service identified below:

5 **CM/ECF:**

6 Mark D. Barrett
7 Osterhout Berger Disability Law, LLC
8 521 Cedar Way, Ste. 200
9 Oakmont, PA 15139
10 412-794-8003
11 Fax: 412-794-8050
12 Email: Mark@mydisabilityattorney.com

13 Hal Taylor
14 223 Marsh Avenue
15 Reno, NV 89509
16 Email: haltaylorlawyer@gbis.com

17 I declare under penalty of perjury that the foregoing is true and correct.

18 Dated: November 16, 2017

19 STEVEN W. MYHRE
20 Acting United States Attorney

21 By: /s/ Gina Tomaselli
22 GINA TOMASELLI
23 Special Assistant United States Attorney

24 Attorneys for Defendant