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10 **UNITED STATES DISTRICT COURT**
11 **DISTRICT OF NEVADA**

12 RICKIE L. BURDO,)

13 Plaintiff,)

14 v.)

15 NANCY A. BERRYHILL,)
Acting Commissioner of Social Security,)

16 Defendant.)
17

Case No. 2:17-CV-02203-APG-VCF

**UNOPPOSED MOTION FOR
EXTENSION OF TIME AND PROPOSED
ORDER
(DEFENDANT'S FIRST REQUEST)**

18
19 Defendant Nancy A. Berryhill, Acting Commissioner of Social Security ("Defendant")
20 respectfully requests that the Court extend the time for Defendant to file her response to Plaintiff's
21 motion for summary judgment and cross motion for summary judgment, due on February 1, 2018, by 32
22 days, through and including March 5, 2018.

23
24 (1) An extension of time is needed as Defendant's counsel is in the process of contacting
25 his client, the Office of Hearing Operations (OHO) for the purposes of seeking settlement authority in
26 this case.

1 (2) The undersigned is requesting a 32-day extension to insure the necessary time for
2 discussion with OHO, and for them to provide a response within the next 32 days.

3 (3) In addition, the respective counsels will need additional time to negotiate the terms of any
4 settlement.

5 (4) Plaintiff's Reply brief, if necessary will be due on March 26, 2018.

6 (5) Counsel for Defendant conferred with Plaintiff's counsel by email, who has no opposition to
7 the requested extension on January 26, 2018.

8 (6) This request is made in good faith with no intention to unduly delay the proceedings.

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11 Respectfully submitted this 26th day of January 2018.

12
13 DAYLE ELIESON
14 United States Attorney

15 */s/ Richard M. Rodriguez*
16 RICHARRD M. RODRIGUEZ
17 Special Assistant United States Attorney

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19
20 IT IS SO ORDERED:

21 
22 _____
23 The Honorable CAM FERENBACH
24 UNITED STATES MAGISTRATE JUDGE

25 DATED: 1-29-2018
26 _____

1 **CERTIFICATE OF SERVICE**

2 I, **Richard M. Rodriguez**, certify that the following individual was served with a copy of the
3 **UNOPPOSED MOTION FOR EXTENSION OF TIME** on the date and via the method of service
4 identified below:

4 **CM/ECF:**

5 Hal Taylor, Esq. Bar #4399
6 223 Marsh Avenue
7 Reno, NV 90509
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8 Karl E. Osterhout, Esq.
9 Osterhout Berger Disability Law, LLC
10 521 Cedar Way, Suite 200
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12 Karl@mydisabilityattorney.com

11 Dated this 26th day of January, 2018

12 */s/ Richard M. Rodriguez*
13 RICHARD M. RODRIGUEZ
14 Special Assistant United States Attorney
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