

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

Jerry Andrade v. Commissioner of Social Security

Andrade · No. 1:25-CV-001184 (BAM) · Decided December 11, 2025

SUMMARY

This document is a stipulation and proposed order in a Social Security disability benefits action in the Eastern District of California. The parties jointly requested, and the court granted, a 30-day extension for Plaintiff to file his opening brief, moving the deadline to January 14, 2026.

CASE DETAILS

COURT	United States District Court for the Eastern District of California
WRITING FOR THE COURT	Barbara A. McAuliffe
DECIDED	December 11, 2025
DOCKET	1:25-CV-001184 (BAM)
DISPOSITION	other
PROCEDURAL POSTURE	Plaintiff brought a civil action seeking judicial review of the Commissioner's denial of Social Security disability insurance benefits and moved for a thirty-day extension of the deadline to file his opening brief. The court granted the stipulated extension.
PRECEDENTIAL VALUE	nonprecedential
PARTIES	Jerry Andrade v. Commissioner of Social Security

TOPICS

- civil procedure
- judicial review of agency action
- administrative law

PRACTICE AREAS

- Social Security
- Administrative law
- Civil procedure

QUESTIONS PRESENTED

1. Whether good cause existed to extend by thirty days the deadline for plaintiff to file his opening brief in the Social Security judicial-review action.

HOLDINGS

1. Good cause existed to grant plaintiff a thirty-day extension of time to file his opening brief.

KEY QUOTATIONS

“social security disability cases are often highly fact-intensive and require careful review of the administrative record, including complex medical evidence.” (at 1)

FACTUAL BACKGROUND

Andrade sought Social Security disability insurance benefits under Title II of the Social Security Act. His counsel stated that counsel had not represented him at the administrative level and needed additional time to review a medical record containing nearly 1,000 pages. The Commissioner did not object to the requested thirty-day extension.

PROCEDURAL HISTORY

On September 12, 2025, Andrade filed an action for judicial review of the Commissioner's decision denying disability insurance benefits. The Commissioner responded to the complaint, and the scheduling order required plaintiff's summary-judgment motion or opening brief to be filed by December 15, 2025. On stipulation and for good cause, the court extended the filing deadline by thirty days, to January 14, 2026.

DISPOSITION

other

CASES CITED

- *Costa v. Comm’r of Soc. Sec. Admin.*, 690 F.3d 1132, 1134 n. 1 (9th Cir. 2012)

OPINION

JERRY ANDRADE v. COMMISSIONER OF SOCIAL SECURITY
PER CURIAM.

1 Melissa Newel (#148563)

NEWEL LAW

2 2625 Alcatraz Ave., Suite 132 Berkeley, CA 94705 3

(510) 316-3827

4 mnewel@newellawfirm.com 5 Attorney for Plaintiff

JERRY ANDRADE

6 7

8 UNITED STATES DISTRICT COURT

9 EASTERN DISTRICT OF CALIFORNIA

10 11

JERRY ANDRADE, No. 1:25-CV-001184 (BAM)

12 Plaintiff, 13

v. STIPULATION FOR BRIEFING
EXTENSION; [PROPOSED] ORDER

14

COMMISSIONER OF
SOCIAL SECURITY,

15 Defendant. 16

17 18 19 20 21 22 On September 12, 2025, Plaintiff Jerry Andrade filed the instant civil action for
judicial 23 review of the defendant Commissioner of Social Security's decision denying his
application for 24 Social Security disability insurance benefits under Title II of the Social Security
Act. (ECF Doc. 25 1) The Defendant responded to Plaintiff's Complaint on November 13, 2023.
(ECF Doc. 10) 26 Pursuant to the Court's Scheduling Order, Plaintiff's motion for summary
judgment is currently 27 due to be filed no later than December 15, 2025. (ECF Doc. 5 at p.2:17-
18) 28 1 Plaintiff requests an extension of thirty (30) days to file his motion. Id. at p.3:17-18. This
2 is Plaintiff's first request for an extension of time. Plaintiff's counsel seeks the extension to 3
effectively advocate for Plaintiff as counsel did not represent Mr. Andrade at the administrative 4
level and the record contains nearly 1,000 pages of medical evidence. See, *Costa v. Comm'r of 5*
Soc. Sec. Admin., 690 F.3d 1132, 1134 n. 1 (9th Cir. 2012) [noting "social security disability cases
6 are often highly fact-intensive and require careful review of the administrative record, including
7 complex medical evidence."]. Plaintiff's counsel apologizes to the Court for any inconvenience.
8 The defendant has no objection to the requested extension. 9 Respectfully submitted, 10 Dated:
December 10, 2025 NEWEL LAW 11 By: Melissa Newel 12 Melissa Newel Attorney for Plaintiff
13 JERRY ANDRADE

14 15 Dated: December 10, 2025 ERIC GRANT United States Attorney

16 MATTHEW W. PILE

Associate General Counsel 17 Office of Program Litigation, Office 7 18 By: Oscar Gonzalez de
Llano*

19 OSCAR GONZALEZ DE LLANO

Special Assistant United States Attorney 20 Attorney for Defendant (*authorized by email dated
12/10/2025) 21 22 23 24 25 26 27 28

1 ORDER

2 Good cause having been shown, IT IS ORDERED that Plaintiff shall be granted an 3 extension
of time of thirty (30) days to file his Opening Brief. The Opening Brief shall be filed on 4 or
before January 14, 2026 and all deadlines are modified accordingly. 5 6 IT IS SO ORDERED. 7
Dated: December 11, 2025 /s/ Barbara A. McAuliffe _ 8

UNITED STATES MAGISTRATE JUDGE

9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28

