

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

FILED  
APR 12 2019  
CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
BY \_\_\_\_\_ DEPUTY

In the matter of )  
 )  
**PROPOSED LOCAL RULE** ) **General Order No. 706**  
**CHANGES** )  
\_\_\_\_\_ )

After considering any public comment, the Court will consider amending the following Local Rule as follows:

**Civil Local Rule 7.1.e.6.**

6. **Social Security Cases.** ~~In all actions brought under either or both §205(g) of the Social Security Act, 42 U.S.C. §405(g) or §1631(e)(3) of the Social Security Act, 42 U.S.C. §1383(e)(3), any notice of motion for summary judgment or for other disposition on the merits without a trial plus all necessary supporting documents must be filed with the clerk and served on the other party or the party's attorney not later than sixty (60) days prior to the date for which the matter is noticed. If the opposing party wishes to file a cross motion for summary judgment or for other disposition on the merits without trial, that party must comply with the filing requirements of Civil Local Rule 7.1.e.1 (i.e., such cross motion must be filed twenty-eight (28) days prior to the date for which the matter is noticed. (Any opposition to the cross motion must be filed and served no later than fourteen (14) days prior to the day for which the matter is noticed.) Any reply to that opposition must be filed and served no later than seven (7) days prior to the date for which the matter is noticed.~~

- a. **Applicability.** This rule will apply to actions for judicial review that are filed by a single plaintiff, solely against the Commissioner of Social Security Administration, and that raise claims pursuant to 42 U.S.C. § 405(g) only.
- b. **Use of First Name and Last Initial in Opinions.** Opinions by the court in these cases will refer to any non-government parties by using only their first name and last initial.

c. **Inclusion of Last Four Digits of Social Security Number in Complaint.** All complaints filed pursuant to this rule will state the last four digits of plaintiff's Social Security number. If the plaintiff's application for Social Security benefits was filed on another person's wage-record, the last four digits of that person's Social Security number will also be included in the Complaint.

d. **Response to Complaint.** The certified administrative record filed by the Social Security Administration will suffice as the agency's answer to the complaint, and will be due sixty (60) days after service of the summons and complaint, unless a motion to dismiss is filed.

e. **Merits Briefing.** Unless, otherwise ordered by the court, the parties will adhere to the following briefing schedule with respect to the merits of the case:

(1) Plaintiff's merits brief will be due within 35 days of the filing of the administrative record.

(2) The Social Security Administration's opposition is due 35 days after Plaintiff's brief is filed.

(3) Plaintiff's reply brief, if any, will be due 14 days after defendant's brief is filed.

No other briefs or motions are required to be filed for the Court to dispose of the case on its merits.

f. **Oral Argument.** No oral argument in cases that fall within the scope of this rule is authorized unless otherwise ordered by the Court.

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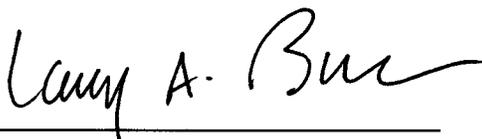
g. Other Motions. This rule is not intended to prevent parties from making any other appropriate motions under the Federal Rules of Civil Procedure.

The period of public comment will be until May 5, 2019. Absent further order of this Court, the effective date of the Rule amendments is June 4, 2019. Any comments should be submitted to the Clerk of the Court, United States District Court, at 333 West Broadway, Room 420, San Diego, California 92101.

\* \* \*

IT IS SO ORDERED.

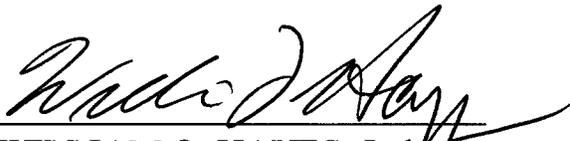
Dated: 04/12/2019



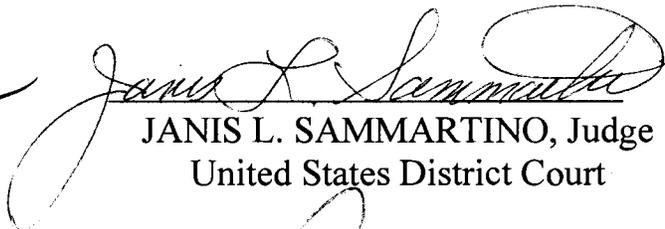
LARRY ALAN BURNS,  
Chief Judge  
United States District Court



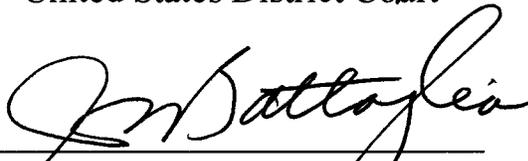
DANA M. SABRAW, Judge  
United States District Court



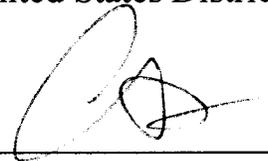
WILLIAM Q. HAYES, Judge  
United States District Court



JANIS L. SAMMARTINO, Judge  
United States District Court



ANTHONY J. BATTAGLIA, Judge  
United States District Court



CATHY ANN BENCIVENGO, Judge  
United States District Court

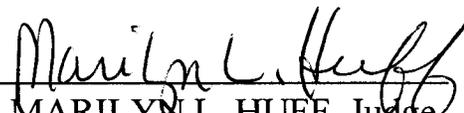


GONZALO P. CURIEL, Judge  
United States District Court



CYNTHIA BASHANT, Judge  
United States District Court

  
WILLIAM B. ENRIGHT, Judge  
United States District Court

  
MARILYN L. HUFF, Judge  
United States District Court

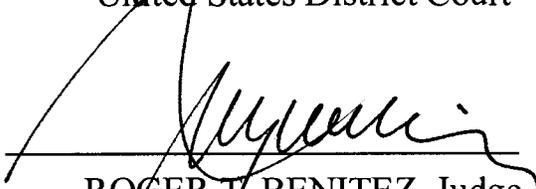
See Attached  
BARRY TED MOSKOWITZ, Judge  
United States District Court

  
JEFFREY T. MILLER, Judge  
United States District Court

  
THOMAS J. WHELAN, Judge  
United States District Court

  
M. JAMES LORENZ, Judge  
United States District Court

See Attached  
JOHN A. HOUSTON, Judge  
United States District Court

  
ROGER T. BENITEZ, Judge  
United States District Court

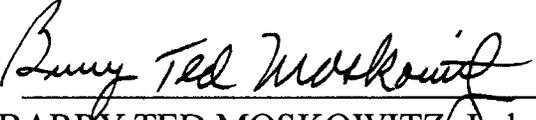
  
MICHAEL M. ANELLO, Judge  
United States District Court

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WILLIAM B. ENRIGHT, Judge  
United States District Court

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MARILYN L. HUFF, Judge  
United States District Court

  
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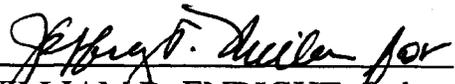
JOHN A. HOUSTON, Judge  
United States District Court

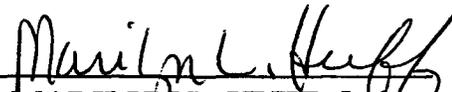
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ROGER T. BENITEZ, Judge  
United States District Court

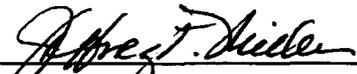
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United States District Court

  
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United States District Court

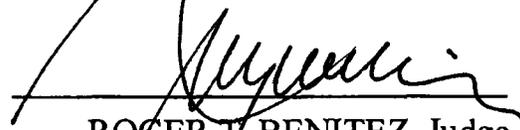
  
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