

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

DR. ORLY TAITZ, ESQ, PRO SE,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 11-CV-00402-RCL
)	The Honorable Royce C. Lamberth
MICHAEL ASTRUE, COMMISSIONER)	
OF THE SOCIAL SECURITY)	
ADMINISTRATION,)	
)	
Defendant.)	
)	

**DEFENDANT’S MOTION FOR LEAVE TO FILE OPPOSITION TO PLAINTIFF’S
MOTION FOR RECONSIDERATION**

Defendant respectfully requests leave from this Court to file its Opposition to Plaintiff’s Motion for Reconsideration. On June 13, 2013, plaintiff filed its motion for reconsideration. *See* Doc. 45. Defendant’s opposition to that motion was due to be filed on July 1, 2013. *See* LCvR 7(b); Fed. R. Civ. P. 6(d). Defendant failed to file its opposition by that date because counsel for defendant mistakenly read this court’s June 7, 2013 Order denying plaintiff leave to file a motion for reconsideration as applying to plaintiff’s June 13, 2013 motion. *See* Doc. 44. Accordingly, defendant respectfully requests that this Court grant defendant’s motion to file its opposition one day late due to excusable neglect. *See* Fed. R. Civ. P. 6(b)(1)(B).

Dated: July 2, 2013

Respectfully submitted,

STUART F. DELERY
Principal Deputy Assistant Attorney General

ELIZABETH J. SHAPIRO

Deputy Director, Federal Programs Branch

/s/Patrick G. Nemeroff

PATRICK G. NEMEROFF

CA Bar No. 268928

Trial Attorney

United States Department of Justice

Civil Division, Federal Programs Branch

20 Massachusetts Avenue, N.W.

Washington, D.C. 20530

Telephone: (202) 305-8727

Fax: (202) 305-8517

Email: patrick.g.nemeroff@usdoj.gov

Attorneys for Defendant