

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA**

---

**STANDING ORDER GOVERNING DEVELOPMENT OF SOCIAL SECURITY  
CASES ASSIGNED TO JUDGE CONRAD**

---

**ORDER**

1. The Commissioner of Social Security shall respond to social security disability complaints within 120 days after service of the complaint on the United States Attorney.
  
2. Upon filing of the administrative record, the Commissioner shall have thirty (30) days in which to file a memorandum in support of the Commissioner's position in the case. Upon request, the Commissioner may receive an extension of time in which to file a memorandum, not to exceed thirty (30) additional days or the period of time prior to the date set for oral argument, whichever is sooner. The Commissioner may waive filing of a memorandum and will be deemed to have done so if the memorandum is not timely filed.
  
3. The court shall set the case for oral argument at some point in time more than forty-five (45) days from receipt of the administrative record. Counsel for the parties may participate at oral argument in person or by telephone conference. If counsel for the plaintiff wishes to waive oral argument, counsel shall so advise the court and shall file a written memorandum in support of plaintiff's position. Such a memorandum shall be deemed timely if filed within thirty (30) days from receipt of the Commissioner's memorandum or forty-five (45) days from receipt of the administrative record.
  
4. Plaintiff's counsel may appear at oral argument and file a written memorandum. In such a case, the memorandum shall be filed no later than thirty (30) days following oral argument.
  
5. Except as provided above, no additional or responsive memoranda shall be filed unless expressly requested by the court.
  
6. Motions for remand shall be filed prior to the date set for oral argument or in conjunction with any memorandum filed by plaintiff in lieu of oral argument. Plaintiff may seek leave to file a motion for remand after oral argument, but in no event shall such motion be filed more than ten (10) days following oral argument.

7. If plaintiff files a motion for remand, the Commissioner shall have twenty (20) days in which to file a written response.
8. It is neither expected nor necessary that claimants appear at oral argument.
9. These provisions shall apply to all social security cases filed in any division of the court after January 1, 2005 which are assigned to Judge Conrad.

ENTER: This the 1<sup>st</sup> day of January, 2005.