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IN THE UNITED STATES DISTRICT COURT FOR THE
 EASTERN DISTRICT OF CALIFORNIA

11	CHARLES LEETE,)	2:10-cv-02516 EFB (TEMP)
)	
12	Plaintiff,)	
)	
13	v.)	STIPULATION AND ORDER
)	FOR REMAND PURSUANT TO
14	MICHAEL J. ASTRUE ,)	SENTENCE FOUR OF 42 U.S.C.
	Commissioner of)	§ 405(g), and
15	Social Security,)	
)	REQUEST FOR ENTRY OF JUDGMENT
16	Defendant.)	IN FAVOR OF PLAINTIFF AND
)	AGAINST DEFENDANT

18 IT IS HEREBY STIPULATED, by and between the parties, through their respective
 19 counsel of record, that this action be remanded to the Commissioner of Social Security for further
 20 administrative action pursuant to section 205(g) of the Social Security Act, as amended, 42 U.S.C.
 21 § 405(g), sentence four. The purpose of this remand is to offer Plaintiff a new hearing, develop the
 22 record, and issue a new decision.

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1 On remand, the Office of Disability Adjudication and Review will instruct the
2 Administrative Law Judge (ALJ) to update the record and offer Plaintiff a new hearing. The ALJ
3 will further develop the record by obtaining vocational expert (VE) testimony as to whether
4 Plaintiff can perform his past relevant work at step four of the sequential evaluation procedure and,
5 if the ALJ proceeds to step five, obtain VE testimony as to whether Plaintiff can perform other
6 work that exists in significant numbers in the national economy.

7 The parties further request that the Clerk of the Court be directed to enter a final judgment
8 in favor of Plaintiff, and against Defendant, Commissioner of Social Security, reversing the final
9 decision of the Commissioner.

10 Respectfully submitted,

11 Dated: June 16, 2011

12 /s/ Joseph C. Fraulob
13 JOSEPH C. FRAULOB
14 (As authorized via email
on 06/16/2011)
Attorney for Plaintiff

15 Dated: June 16, 2011

16 BENJAMIN B. WAGNER
United States Attorney

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20 IT IS SO ORDERED:

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22 Dated: June 20, 2011.

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24 EDMUND F. BRENNAN
25 UNITED STATES MAGISTRATE JUDGE
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