

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

MAR 6 2020

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

GIGI TOKIN,

Plaintiff-Appellant,

v.

ANDREW M. SAUL, Commissioner of
Social Security,

Defendant-Appellee.

No. 19-35196

D.C. No. 2:17-cv-01796-RSM

MEMORANDUM*

Appeal from the United States District Court
for the Western District of Washington
Ricardo S. Martinez, Chief District Judge, Presiding

Submitted March 4, 2020**
Seattle, Washington

Before: IKUTA, R. NELSON, and HUNSAKER, Circuit Judges.

Gigi Tokin appeals the determination of an administrative law judge (“ALJ”)—which was affirmed by a federal district court—that she is not entitled to social security benefits because she is not disabled. We have jurisdiction under

* This disposition is not appropriate for publication and is not precedent except as provided by Ninth Circuit Rule 36-3.

** The panel unanimously concludes this case is suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

28 U.S.C. § 1291. We affirm the district court.

Ms. Tokin’s sole challenge on appeal is that the ALJ should have addressed two vocational rehabilitation assessments discussing, among other things, Ms. Tokin’s inability to concentrate and follow instructions while working. But any error by the ALJ in not addressing these assessments was harmless. *Molina v. Astrue*, 674 F.3d 1104, 1115 (9th Cir. 2012). Indeed, the ALJ gave little weight to a very similar vocational rehabilitation assessment in part because it was inconsistent with the medical evidence and Ms. Tokin’s daily activities. And those same reasons—which are supported by substantial evidence and are uncontested on appeal—apply equally to the two assessments the ALJ did not consider. This means that any error by the ALJ in not addressing the assessments was harmless—that is, “inconsequential to the ultimate nondisability determination” and unable to “alter[] the outcome of the case.” *Molina*, 674 F.3d at 1115 (internal quotation marks omitted).

AFFIRMED.