

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

MARJORIE A. HALL,                     :  
  
      Plaintiff,                             :  
  
vs.   :     CA 08-0101-KD-C  
  
MICHAEL J. ASTRUE,                     :  
Commissioner of Social Security,     :  
  
  :  
  
      Defendant.                         :

**JUDGMENT**

In accordance with the order entered on this date, it is hereby **ORDERED, ADJUDGED, and DECREED** that the decision of the Commissioner of Social Security denying plaintiff benefits be reversed and remanded pursuant to sentence four of 42 U.S.C. § 405(g), *see Melkonyan v. Sullivan*, 501 U.S. 89, 111 S.Ct. 2157, 115 L.Ed.2d 78 (1991), for further proceedings not inconsistent with this decision. The remand pursuant to sentence four of § 405(g) makes the plaintiff a prevailing party for purposes of the Equal Access to Justice Act, 28 U.S.C. § 2412, *Shalala v. Schaefer*, 509 U.S. 292, 112 S.Ct. 2625, 125 L.Ed.2d 239 (1993), and terminates this Court's

jurisdiction over this matter.

**DONE** this 8<sup>th</sup> day of September, 2008.

/s/ Kristi K. DuBose

**KRISTI K. DuBOSE**

**UNITED STATES DISTRICT JUDGE**