

**UNITED STATES DISTRICT COURT  
DISTRICT OF ALASKA**

<p><b>LILA M. FLOWER,</b></p>	)	
<p><b>Plaintiff,</b></p>	)	
	)	
<p><b>vs.</b></p>	)	<b>3:06-CV-0065-JWS</b>
	)	
<p><b>JO ANNE B. BARNHART,</b> <b>Commissioner of Social Security,</b></p>	)	<b><u>ORDER FOR REMAND</u></b>
	)	
<p><b>Defendant.</b></p>	)	
	)	

---

Based on the stipulation of the parties, the motion at docket 14 is **DENIED** as moot, and the motion at docket 23 is **GRANTED** as follows:

**IT IS ORDERED** that the Commissioner's decision in regard to Plaintiff's applications for disability insurance benefits under Title II and Supplemental Security Income disability benefits under Title XVI of the Social Security Act be REVERSED and REMANDED to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). On remand, the administrative law judge (ALJ) should hold a *de novo* hearing, reevaluate the nature and severity of Plaintiff's headaches and mental impairments and document his findings regarding the mental impairments pursuant to 20 C.F.R. § 404.1520 and § 416.920a. The ALJ will consult with a medical expert if necessary. In addition, the ALJ will evaluate the opinions from Matthew Wise, M.D., as well as the opinions from the State agency physicians. The ALJ will also reevaluate Plaintiff's testimony and evaluate the statement from David Flower. The ALJ will reevaluate

Plaintiff's residual functional capacity and provide sufficient rationale for the finding. The ALJ will compare Plaintiff's residual functional capacity with the requirements of Plaintiff's past relevant work and if necessary, obtain supplemental vocational expert testimony to clarify the effect of any assessed limitations on Plaintiff's occupational base. Plaintiff may submit additional evidence to the ALJ.

DATED this 27th day of September 2006.

/s/ JOHN W. SEDWICK  
UNITED STATES DISTRICT JUDGE