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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

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John C. Hernandez,

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No. CV-09-621-PHX-DGC

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Plaintiff,

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ORDER

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vs.

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Michael J. Astrue, Commissioner of
Social Security Administration,

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Defendant.

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On March 27, 2009, Plaintiff filed a complaint seeking judicial review of Defendant’s administrative decision to deny social security benefits. Dkt. #1. Plaintiff has filed a motion to amend the complaint pursuant to Rule 15 of the Federal Rules of Civil Procedure. Dkt. #11. Plaintiff seeks to replace language challenging the ALJ’s initial decision with language setting forth purported errors in the ALJ’s second decision, which is the subject of the instant action. *Id.* at 1-2. Defendant does not oppose the motion. Dkt. #16. Consistent with Rule 15’s liberal amendment policy, the Court will grant the motion.

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IT IS ORDERED:

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1. Plaintiff’s motion to amend complaint (Dkt. #11) is **granted**.

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2. Plaintiff shall file the proposed lodged amended complaint (Dkt. #11-2) by

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September 11, 2009.

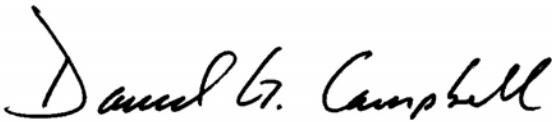
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3. Defendant shall file an answer by **September 25, 2009**.

DATED this 2nd day of September, 2009.



David G. Campbell
United States District Judge