**DEFENDANT** 

## IN THE UNITED STATES DISTRICT COURT WESTERN DISTRICT OF ARKANSAS HOT SPRINGS DIVISION

AMY L. NEWCOMB PLAINTIFF

VS.

Civil No. 6:10-cy-06048

MICHAEL J. ASTRUE
Commissioner, Social Security Administration

MEMORANDUM OPINION

Before this Court is Defendant's Motion to Remand. ECF No. 11. The parties have consented to the jurisdiction of a magistrate judge to conduct any and all proceedings in this case, including conducting the trial, ordering the entry of a final judgment, and conducting all post-judgment proceedings. ECF No. 5. Pursuant to this authority, this Court issues this Order.

On October 21, 2010, Defendant filed the present Motion. ECF No. 11. Defendant requests a remand so that the ALJ may conduct further administrative proceedings. *Id.* Specifically, Defendant represents that the ALJ will do the following:

The ALJ will hold a new hearing and will obtain additional evidence from a consultative examination specifically to clarify, based upon an examination and a review of Plaintiff's medical records and/or history, what limitations, if any, Plaintiff experiences with respect to her ability to perform the mental requirements of work-related activity and to establish a well-supported mental RFC finding. The ALJ will also provide a detailed rationale for his determination of all of his RFC finding in his new decision.

Id. This Court has contacted Plaintiff, and Plaintiff does not object to this Motion.

Accordingly, Defendant's Motion to Remand (ECF No. 11) is **GRANTED.** A judgment incorporating these findings will be entered pursuant to Federal Rules of Civil Procedure 52 and 58.

ENTERED this 10th day of November, 2010.

s/ Barry A. Bryant HON. BARRY A. BRYANT U. S. MAGISTRATE JUDGE