

1 BENJAMIN B. WAGNER
 United States Attorney
 2 LUCILLE GONZALES MEIS
 Regional Chief Counsel, Region IX
 3 Social Security Administration
 ELIZABETH FIRER
 4 Special Assistant United States Attorney

5 333 Market Street, Suite 1500
 San Francisco, California 94105
 6 Telephone: (415) 977-8937
 Facsimile: (415) 744-0134
 7 E-Mail: Elizabeth.Firer@ssa.gov

8 Attorneys for Defendant

9 UNITED STATES DISTRICT COURT
 EASTERN DISTRICT OF CALIFORNIA

10 SACRAMENTO DIVISION

11
 12 ROBERTO MUNIZ VASQUEZ,)
)
 13 Plaintiff,)
)
 14 v.)
)
 15 MICHAEL J. ASTRUE,)
 Commissioner of)
 Social Security,)
)
 16 Defendant.)
)
 17

CIVIL NO. 1:09-CV-01587 SMS

18 STIPULATION AND ORDER OF
 VOLUNTARY REMAND AND DISMISSAL
 OF CASE, WITH DIRECTIONS TO CLERK
 TO ENTER JUDGMENT

18 IT IS HEREBY STIPULATED by the parties, through their undersigned attorneys, and with the
 19 approval of the Court as provided below, that the Commissioner has agreed to a voluntary remand of this
 20 case pursuant to sentence four of 42 U.S.C. § 405(g) for further proceedings.

21 Upon remand, the ALJ will give Plaintiff the opportunity for a new hearing. The ALJ will
 22 explain the weight he gives to the medical opinions, in particular, the opinions of the State agency
 23 reviewer currently located at Exhibit 5F and the consultative examination currently located at Exhibit
 24 4F. If the ALJ does not accept all the limitations assessed, he must explain his reasoning. The ALJ will
 25 obtain vocational expert testimony using hypothetical questions that accurately reflect the ALJ's residual
 26 functional capacity assessment. If the vocational expert can only identify jobs that are light in exertion,
 27 the ALJ must find Plaintiff disabled under the Medical-Vocational Guidelines (the Grid).

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1 It is further stipulated that the administrative decision is hereby vacated and that the Clerk of this
2 Court shall be directed to enter a separate judgment herein, as provided for under Rules 58 and 79(a) of
3 the Federal Rules of Civil Procedure, pursuant to Shalala v. Schaefer, 509 U.S. 292, 113 S. Ct. 2625
4 (1993).

5 Respectfully submitted,

6 Dated: June 28, 2010

/s/Steven G. Rosales
(As authorized via email)
STEVEN G. ROSALES
Attorney for Plaintiff

8
9 Dated: June 28, 2010

BENJAMIN B. WAGNER
United States Attorney
LUCILLE GONZALES MEIS
Regional Chief Counsel, Region IX
Social Security Administration

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13 */s/ Elizabeth Firer*
ELIZABETH FIRER
Special Assistant U.S. Attorney

14 Attorneys for Defendant

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17 ORDER

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21 IT IS SO ORDERED.

22 Dated: June 29, 2010

/s/ Sandra M. Snyder
UNITED STATES MAGISTRATE JUDGE