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9 **UNITED STATES DISTRICT COURT**  
 10 **EASTERN DISTRICT OF CALIFORNIA**  
 11 **FRESNO DIVISION**

13 LAWRENCE JOHN NEVES,	)	Case No. 1:15-cv-01194-EPG (SS)
	)	
14 Plaintiff,	)	ORDER AND JUDGMENT FOR
	)	MODIFICATION OF ORDER DUE TO
15 vs.	)	MISTAKE PURSUANT TO RULE 60(B) OF
	)	THE FEDERAL RULES OF CIVIL
16	)	PROCEDURE
	)	
17 NANCY A. BERRYHILL,	)	
18 Acting Commissioner of Social Security,	)	
	)	
19 Defendant.	)	

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20 Based upon the parties' Joint Motion pursuant to Rule 60(b) of the Federal Rules of Civil  
 21 Procedure, the Court will vacate its March 21, 2017 Order and Judgment and issue an amended  
 22 order and judgment remanding the case back to the agency for any action necessary to process  
 23 this case as an MQGE case under 42 U.S.C. §§ 426, 1395c and award Medicare insurance  
 24 benefits, rather than disability insurance benefits.

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1 All of the Court's other orders should remain in place.

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4 IT IS SO ORDERED.

5 Dated: June 19, 2017

6 /s/ Eric P. Groj  
7 UNITED STATES MAGISTRATE JUDGE  
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