1 2 3 4 5 6 7 8 9 10	PHILIP A. TALBERT United States Attorney DEBORAH LEE STACHEL Regional Chief Counsel, Region IX Social Security Administration JEFFREY CHEN, CSBN 260516 Special Assistant United States Attorney Social Security Administration 160 Spear Street, Suite 800 San Francisco, CA 94105 Telephone: (415) 977-8939 Facsimile: (415) 774-0134 Email: Jeffrey.Chen@ssa.gov Attorneys for Defendant UNITED STATES DISTRICT COURT		
11	EASTERN DISTRICT OF CALIFORNIA		
12	FRESNO DIVISION		
 13 14 15 16 17 18 19 20 	YVONNE SIMON,) Civil No. 1:15-cv-01239-EPG Plaintiff,) STIPULATION FOR VOLUNTARY v.) REMAND PURSUANT TO SENTENCE v.) CAROLYN W. COLVIN,) Acting Commissioner of Social Security,) Defendant.)		
 21 22 23 24 25 26 27 28 	IT IS HEREBY STIPULATED by and between the parties, through their undersigned attorneys, and with the approval of the Court, that the Commissioner of Social Security has agreed to a voluntary remand of this case pursuant to <u>sentence four</u> of 42 U.S.C. § 405(g). The purpose of the remand is to offer Plaintiff a new hearing and decision.		
	1		

1	Upon remand to the defendant, the Office of Disability Adjudication and Review		
2	(ODAR) will remand this case to an Administrative Law Judge (ALJ) and direct him or her to		
3	reevaluate and explain the weight given to the medical opinion evidence. ODAR will vacate the		
4	prior ALJ decision and Plaintiff will receive a de novo hearing.		
5			
6		Respectfully submitted,	
7	Datas December 0, 2016		
8	Date: <u>December 9, 2016</u>	MACKENZIE LEGAL, PLLC	
9	By:	/s/ Kelsey Brown* KELSEY MACKENZIE BROWN	
10		* By email authorization on Dec. 9, 2016	
11		Attorney for Plaintiff	
12	Date: <u>December 9, 2016</u>	PHILIP A. TALBERT United States Attorney	
13	_		
14	By:	/s/ Jeffrey Chen JEFFREY CHEN	
15		Special Assistant United States Attorney Attorneys for Defendant	
16		Automeys for Defendant	
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
		2	

1	ORDER
2	Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of
3	42 U.S.C. § 405(g) (ECF No. 27), and for cause shown, IT IS ORDERED that the above-
4	captioned action be remanded to the Commissioner of Social Security for further proceedings
5	consistent with the terms of the Stipulation. The Clerk of the Court is DIRECTED to enter final
6	judgment in favor of Plaintiff Yvonne Simon and against Defendant Carolyn W. Colvin and to close this case.
7	close uns case.
8	
9	IT IS SO ORDERED.
10	
11	Dated: December 12, 2016 /s/ Encir P. Story
12	UNITED STATES MAGISTRATE JUDGE
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25 26	
26 27	
27 28	
20	
	3

Ш