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

13 GUADALUPE VARELA,) Case No.: 1:16-cv-01803-BAM
14)
Plaintiff,)
15)
vs.)
16)
NANCY A. BERRYHILL,)
Acting Commissioner of Social Security,)
17)
18)
Defendant.)

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21 IT IS HEREBY STIPULATED by and between the parties, through their undersigned
22 attorneys, and with the approval of the Court, that the Commissioner of Social Security has
23 agreed to a voluntary remand of this case pursuant to sentence four of 42 U.S.C. § 405(g).

24 On remand, the Appeals Council will remand the case to an administrative law judge
25 (ALJ) for a new decision. The Appeals Council will instruct the ALJ to further evaluate whether
26 Plaintiff has the residual functional capacity to perform her past relevant work and, if
27 appropriate, obtain supplemental vocational expert testimony.

1 The parties further request that the Clerk of the Court be directed to enter a final
2 judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the
3 Commissioner.

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5 Respectfully submitted,

6 Rolfing & Kalagian, LLP

7 Dated: July 28, 2017

/s/ Laura Krank by Chantal R. Jenkins*
LAURA KRANK

*As authorized via email by Laura Krank
on July XX, 2017
Attorney for Plaintiff

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11 Dated: July 28, 2017

PHILLIP A. TALBERT
United States Attorney
DEBORAH LEE STACHEL
Regional Chief Counsel, Region IX
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16 By: /s/ Chantal R. Jenkins
CHANTAL R. JENKINS
Special Assistant United States Attorney

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20 ORDER

21 Pursuant to the stipulation of the parties, IT IS HEREBY ORDERED that this action be
22 remanded to the Commissioner of Social Security for further administrative action consistent
23 with the above Stipulation. The Clerk of the Court is directed to enter a final judgment in favor
24 of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.
25 IT IS SO ORDERED.

26 Dated: August 2, 2017

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE