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11 UNITED STATES DISTRICT COURT
12 EASTERN DISTRICT OF CALIFORNIA
13 FRESNO DIVISION

14 JACKIE LYNN SILVA,) Case No. 1:17-cv-0513-GSA
15)
16 Plaintiff,) **STIPULATION AND ORDER FOR**
17 v.) **VOLUNTARY REMAND**
18) **PURSUANT TO**
19 NANCY A. BERRYHILL, Deputy) **SENTENCE FOUR OF 42 U.S.C.**
Commissioner for Operations,) **§ 405(g) AND TO ENTRY OF**
20 performing the duties and functions not) **JUDGMENT**
21 reserved to the Commissioner of Social)
Security,)
22)
23 Defendant.)

24 IT IS HEREBY STIPULATED by the parties, through their undersigned
25 counsel, and with the approval of the Court, that this action be remanded for
26 further administrative action pursuant to section 205(g) of the Social Security Act,
27 as amended, 42 U.S.C. section 405(g), sentence four.
28

1 On remand, the Appeals Council will remand this case to an Administrative
2 Law Judge (ALJ) for a new hearing and a new decision.

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

6 Respectfully submitted,

7
8 Dated: April 9, 2018

Cerney, Kreuze & Lott, LLP

9 By: /s/ Shellie Lott*

10 SHELLIE LOTT

11 * By email authorization on 04/09/18
12 Attorney(s) for Plaintiff

13 Dated: April 9, 2018

14 MCGREGOR W. SCOTT
15 United States Attorney
16 DEBORAH LEE STACHEL
17 Chief Counsel, Region IX
18 Social Security Administration

19 By: /s/ Donna W. Anderson

20 DONNA W. ANDERSON

21 Special Assistant United States Attorney
22 Attorneys for Defendant

23 ORDER

24 Pursuant to the parties' stipulation (Doc. 21), the final decision of the
25 Commissioner is reversed, and the case is remanded for further administrative
26 action pursuant to section 205(g) of the Social Security Act, as amended, 42 U.S.C.
27 section 405(g), sentence four. On remand, the Appeals Council will remand this
28 case to an Administrative Law Judge (ALJ) for a new hearing and a new decision.
The Clerk of the Court is directed to enter judgment in favor of Plaintiff, Jackie

1 Lynn Silva, and against Defendant, Nancy A. Berryhill, the Acting Commissioner
2 of Social Security.

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4 IT IS SO ORDERED.

5 Dated: April 11, 2018

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE

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