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9 UNITED STATES DISTRICT COURT
10 EASTERN DISTRICT OF CALIFORNIA
11 FRESNO DIVISION
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14 JUANITA MORENO,) CIVIL NO. 1:20-cv-00335-SKO
Plaintiff,)
15 v.) **STIPULATION TO VOLUNTARY**
ANDREW SAUL,) **REMAND PURSUANT TO SENTENCE**
16 Commissioner of Social Security,) **FOUR OF 42 U.S.C. § 405(g) AND TO**
17 Defendant.) **ENTRY OF JUDGMENT; ORDER**
18) **(Doc. 16)**
19)
20)

21 IT IS STIPULATED by and between Plaintiff (“Plaintiff”) and Defendant Andrew Saul,
22 Commissioner of Social Security (“Defendant”), through their undersigned counsel of record,
23 that the above-entitled action shall be remanded to the Commissioner of Social Security for
24 further administrative proceedings.

25 Upon remand, the Office of Hearing Operations will remand the case to an
26 Administrative Law Judge (ALJ) for a new decision, and instruct the ALJ to re-evaluate the
27 evidence of record. The parties further request that the Court direct the Clerk of the Court to
28 enter a final judgment in favor of Plaintiff, and against Defendant, reversing the final decision of

1 the Commissioner.

2 This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the
3 Social Security Act, 42 U.S.C. 405(g).

4
5 Dated: January 4, 2021

/s/ Francesco Benavides*

FRANCESCO BENAVIDES

Attorney for Plaintiff

*Authorized via e-mail on Jan. 4, 2021

8 MCGREGOR W. SCOTT

United States Attorney

9 DEBORAH LEE STACHEL

10 Regional Chief Counsel, Region IX

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11 By: /s/ Ellinor R. Coder

12 ELLINOR R. CODER

13 Special Assistant United States Attorney

14 Attorneys for Defendant

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17 **ORDER**

18 Based upon the parties' above "Stipulation to Voluntary Remand Pursuant to Sentence
19 Four of 42 U.S.C. § 405(g) and to Entry of Judgment" (the "Stipulation") (Doc. 16), and for
20 cause shown, IT IS ORDERED that the above-captioned action is REMANDED to the
21 Commissioner of Social Security for further proceedings pursuant to the Social Security Act §
22 205(g), as amended, 42 U.S.C. § 405(g), sentence four. On remand, the Appeals Council will
23 remand the case to an administrative law judge for a new decision in accordance with the
24 Stipulation.

25 The Clerk of Court is hereby DIRECTED to: (1) enter judgment in favor of Plaintiff
26 Juanita Moreno and against Defendant Andrew Saul, Commissioner of Social Security; and (2)
27 administratively close this file.
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IT IS SO ORDERED.

Dated: January 5, 2021

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE