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10 UNITED STATES DISTRICT COURT  
11 EASTERN DISTRICT OF CALIFORNIA  
12 FRESNO DIVISION  
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15 HEATHER KINARD, ) CIVIL NO. 1:21-cv-01250-SKO (SS)  
Plaintiff, )  
16 v. ) **STIPULATION TO VOLUNTARY**  
 ) **REMAND PURSUANT TO SENTENCE**  
17 KILOLO KIJAKAZI<sup>1</sup>, ) **FOUR OF 42 U.S.C. § 405(g) AND TO**  
Acting Commissioner of Social Security, ) **ENTRY OF JUDGMENT; ORDER**  
18 Defendant. ) **(Doc. 10)**  
19 )  
20 )

21 IT IS HEREBY STIPULATED by and between the parties, through their undersigned  
22 attorneys, and with the approval of the Court, that this action be remanded for further  
23 administrative action pursuant to the Social Security Act § 205(g), as amended, 42 U.S.C.  
24 § 405(g), sentence four. On remand, the Appeals Council will remand the case to an  
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26  
27 <sup>1</sup> Kilolo Kijakazi became the Acting Commissioner of Social Security on July 9, 2021. Pursuant  
28 to Rule 25(d) of the Federal Rules of Civil Procedure, Kilolo Kijakazi should be substituted,  
therefore, for Andrew Saul as the defendant in this suit. No further action need be taken to  
continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42  
U.S.C. § 405(g).

1 administrative law judge (ALJ) for a new decision. The parties further request that the Court  
2 direct the Clerk of the Court to enter a final judgment in favor of Plaintiff, and against  
3 Defendant, reversing the final decision of the Acting Commissioner.

4 Respectfully submitted this 5th day of May 2022.

5  
6 Dated: May 5, 2022

/s/ Jonathan Omar Pena\*

JONATHAN OMA PENA

Attorney for Plaintiff

\*Authorized via e-mail on May 5, 2022

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13 By: /s/ Patrick William Snyder

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Special Assistant United States Attorney

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IT IS ORDERED that the above-captioned action is remanded to the Acting Commissioner of Social Security for further proceedings pursuant to the Social Security Act § 205(g), as amended, 42 U.S.C. § 405(g), sentence four. On remand, the Appeals Council will remand the case to an administrative law judge for a new decision in accordance with the parties' Stipulation.

IT IS SO ORDERED.

/s/ Sheila K. Oberto  
UNITED STATES MAGISTRATE JUDGE