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10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA

12 BRIEN SCOTT LASTER,) Case No. 1:22-cv-01332-BAM
13)
Plaintiff,) **STIPULATION TO VOLUNTARY**
14) **REMAND PURSUANT TO SENTENCE**
vs.) **FOUR OF 42 U.S.C. § 405(g);**
15) **[PROPOSED] ORDER**
16 KILOLO KIJAKAZI, Acting)
Commissioner of Social Security,)
17)
Defendant.)
18)
19)
_____)

1 IT IS HEREBY STIPULATED, by and between the parties, through their respective
2 counsel of record, with the approval of the Court, that this action be remanded for further
3 administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

4 On remand, the Commissioner will offer Plaintiff the opportunity for a new hearing,
5 further develop the record as necessary, and issue a new decision.

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

8 Respectfully submitted,

9 Dated: May 15, 2023

LAW OFFICES OF FRANCESCO BENAVIDES

10 By: /s/ Francesco Benavides*

11 FRANCESCO BENAVIDES

12 Attorneys for Plaintiff

13 [*As authorized by e-mail on May 12, 2023]

14 Dated: May 20, 2023

PHILLIP A. TALBERT
United States Attorney

15 By: /s/ Margaret Branick-Abilla

16 MARGARET BRANICK-ABILLA

17 Special Assistant United States Attorney

18 Attorneys for Defendant

ORDER

1 Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of 42
2 U.S.C. § 405(g) ("Stipulation"), and for cause shown, IT IS ORDERED that the above-captioned
3 action is remanded for further proceedings pursuant to sentence four of 42 U.S.C. § 405(g). On
4 remand, the Commissioner will offer Plaintiff the opportunity for a new hearing, further develop
5 the record as necessary, and issue a new decision. The Clerk of the Court is directed to enter final
6 judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the
7 Commissioner.
8

9 IT IS SO ORDERED.

10 Dated: May 20, 2023

/s/ Barbara A. McAuliffe
11 UNITED STATES MAGISTRATE JUDGE