

1 PHILLIP A. TALBERT  
United States Attorney  
2 MATHEW W. PILE, WSBN 32245  
Associate General Counsel  
3 Office of Program Litigation, Office 7  
4 Social Security Administration  
ERIN A. JURRENS, MO 61402  
5 Special Assistant United States Attorney  
Office of the General Counsel  
6 Social Security Administration  
7 6401 Security Boulevard  
Baltimore, MD 21235  
8 Telephone: (877) 833-2445  
E-Mail: Erin.Jurrens@ssa.gov  
9 Attorneys for Defendant

10  
11 **UNITED STATES DISTRICT COURT**  
12 **EASTERN DISTRICT OF CALIFORNIA**

13 TRACEY LYNN ANDRISEK, ) CIVIL NO. 1:24-cv-00355-SKO  
14 Plaintiff, )  
15 v. ) **STIPULATION AND UNOPPOSED**  
16 Commissioner of Social Security, ) **MOTION TO VOLUNTARY REMAND**  
17 Defendant. ) **PURSUANT TO SENTENCE FOUR OF**  
18 ) **42 U.S.C. § 405(g) AND TO ENTRY OF**  
19 ) **JUDGMENT; ORDER**  
)  
) **(Doc. 16)**  
)

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

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

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

3  
4 Dated: August 28, 2024

/s/ Francesco P. Benavides\*

FRANCESCO P. BENAVIDES

Attorney for Plaintiff

\*Authorized via e-mail on August 28, 2024

8 PHILLIP A. TALBERT

United States Attorney

9 MATHEW W. PILE

Associate General Counsel

Social Security Administration

11 By: /s/ Erin A. Jurrens

12 ERIN A. JURRENS

Special Assistant U.S. Attorney

14 Attorneys for Defendant

15 **ORDER**

16 Based upon the parties' Stipulation and Unopposed Motion to Voluntary Remand  
17 Pursuant to Sentence Four of 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to  
18 Remand") (Doc. 16), and for cause shown, **IT IS ORDERED** that the above-captioned action is  
19 remanded to the Commissioner of Social Security for further proceedings pursuant to the fourth  
20 sentence of Section 205(g) of the Social Security Act, 42 U.S.C. 405(g).

21  
22 The Clerk of Court shall enter a final judgment in favor of Plaintiff, and against Defendant,  
23 vacating and reversing the final decision of the Commissioner and thereafter close this case.

24 IT IS SO ORDERED.

25  
26 Dated: August 28, 2024

/s/ Sheila K. Oberto

UNITED STATES MAGISTRATE JUDGE