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7 UNITED STATES DISTRICT COURT
 8 EASTERN DISTRICT OF CALIFORNIA
 9 SACRAMENTO DIVISION

| | | |
|-------------------------------------|---|--|
| 10 STEVE DOBBS, |) | |
| |) | Case No. 2:08-cv-3129 CMK |
| 11 Plaintiff, |) | |
| |) | STIPULATION AND ORDER FOR |
| 12 v. |) | REMAND PURSUANT TO SENTENCE |
| |) | FOUR OF 42 U.S.C. § 405(g), and |
| 13 MICHAEL J. ASTRUE, |) | |
| 14 Commissioner of Social Security, |) | REQUEST FOR ENTRY OF |
| |) | JUDGMENT IN FAVOR OF |
| 15 Defendant. |) | PLAINTIFF AND AGAINST |
| |) | DEFENDANT |

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 17 IT IS HEREBY STIPULATED, by and between the parties, through their respective
 18 counsel of record, that this action be remanded to the Commissioner of Social Security for
 19 further administrative action pursuant to section 205(g) of the Social Security Act, as amended,
 20 42 U.S.C. § 405(g), sentence four.

21 On remand, the Appeals Counsel will instruct the Administrative Law Judge (“ALJ”) to
 22 take the following action:

23 The ALJ will further evaluate the evidence, including claimant’s subjective complaints
 24 and credibility, specifically evaluate the statements provided by third party witness Carmen
 25 Pacheco (Tr. 104-110) in accordance with provisions of SSR 96-7p and SSR 06-3p; reconsider
 26 the claimant's maximum RFC; reconsider whether the claimant could return to his past relevant
 27 work and/or a significant number of other jobs given his RFC; and obtain evidence from a
 28 vocational expert to clarify the effect of the assessed limitations on claimant's occupational base.

1 The parties further request that the Clerk of the Court be directed to enter a final
2 judgment in favor of plaintiff, and against defendant, Commissioner of Social Security, reversing
3 the final decision of the Commissioner.

4 Respectfully submitted,

5 Dated: October 28, 2009

/s/ Bess Brewer
(As authorized via email)
BESS BREWER
Attorney for Plaintiff

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7
8 Dated: October 28, 2009

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11 /s/ Shea Lita Bond
SHEA LITA BOND
Special Assistant U.S. Attorney

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13 IT IS SO ORDERED:

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16 DATED: November 3, 2009

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18 CRAIG M. KELLISON
UNITED STATES MAGISTRATE JUDGE