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 3 Social Security Administration
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8 Attorneys for Defendant

9 UNITED STATES DISTRICT COURT
 10 EASTERN DISTRICT OF CALIFORNIA
 11 SACRAMENTO DIVISION

12 MIKHAIL KOLTUTSKIY ,)
 13 Plaintiff,)
 14 v.)
 15 CAROLYN W. COLVIN¹,)
 16 Commissioner of)
 Social Security,)
 17 Defendant.)
 18 _____)

CIVIL NO. 2:13-CV-00573-CKD

STIPULATION AND ~~PROPOSED~~ ORDER
OF REMAND PURSUANT TO SENTENCE
SIX OF 42 U.S.C. § 405(g)

19 IT IS HEREBY STIPULATED by the parties, through their undersigned attorneys, and with the
 20 approval of the Court as provided below, that the Commissioner has agreed to voluntary remand of this
 21 case for further administrative proceedings pursuant to the sixth sentence of section 205(g) of the Social
 22 Security Act, 42 U.S.C. § 405(g). The Commissioner is unable to locate the claim file. Upon remand,
 23 the Commissioner will continue to search for the claim file, commence reconstruction of the claim file,
 24 or hold a de novo hearing.

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 26 _____
 27 ¹Carolyn W. Colvin became the Acting Commissioner of Social Security on February 14, 2013.
 28 Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Carolyn W. Colvin should be substituted
 for Michael J. Astrue 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) .

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Respectfully submitted,

Dated: August 27, 2013

/s/ Jesse S. Kaplan
(As authorized via telephone)
JESSE S. KAPLAN
Attorney for Plaintiff

Dated: August 27, 2013

BENJAMIN B. WAGNER
United States Attorney
DONNA L. CALVERT
Acting Regional Chief Counsel, Region IX
Social Security Administration

/s/ Ben A. Porter
BEN A. PORTER
Special Assistant U.S. Attorney

Attorneys for Defendant

ORDER

APPROVED AND SO ORDERED.

Dated: August 29, 2013



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE