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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION**

HARRY HOWARD,)	Case No.: 2:13-cv-02237-AC
)	
Plaintiff,)	STIPULATION AND ORDER
)	FOR REMAND PURSUANT TO
vs.)	SENTENCE FOUR OF 42 U.S.C. § 405(g),
CAROLYN W. COLVIN,)	AND ENTRY
Acting Commissioner of Social Security,)	OF JUDGMENT IN FAVOR OF PLAINTIFF
)	AND AGAINST DEFENDANT
Defendant.)	
)	

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

On remand, the Appeals Council will instruct the Administrative Law Judge (ALJ) to take the following action:

The ALJ will be directed to evaluate the mental abilities assessment completed by James G. Frank, Ph.D. (Exhibit 16F) and explain the weight given to this assessment; further assess the severity of the claimant’s mental impairments under the special technique described in 20 C.F.R.

1 § 416.920a; further assess the claimant's residual functional capacity; and obtain supplemental
2 evidence from a vocational expert if necessary to determine whether the claimant can perform
3 any work.

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

7
8 Respectfully submitted,

9 Date: September 4, 2014

10 s/ Bess M. Brewer by C.Chen*
11 (As authorized by e-mail on 9/3/2014)
12 BESS M. BREWER
13 Attorneys for Plaintiff

14 Date: September 4, 2014

15 BENJAMIN B. WAGNER
16 United States Attorney

17 By s/ Carolyn B. Chen
18 CAROLYN B. CHEN
19 Special Assistant U. S. Attorney

20 Attorneys for Defendant

21 ORDER

22 APPROVED AND SO ORDERED:

23 DATED: September 8, 2014

24 
25 ALLISON CLAIRE
26 UNITED STATES MAGISTRATE JUDGE
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