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9 Attorneys for Defendant

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

13 DELBERT LEON SULLENS,
 14 Plaintiff,
 15 vs.
 16 CAROLYN W. COLVIN,
 Acting Commissioner of Social Security,
 17 Defendant.
 18

) Case No.: 2:15-cv-01537-CMK
)
) **STIPULATION AND ORDER TO**
) **VOLUNTARY REMAND PURSUANT TO**
) **SENTENCE FOUR OF 42 U.S.C.**
) **§ 405(g) AND TO ENTRY OF JUDGMENT**
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 20 IT IS HEREBY STIPULATED, by and between the parties, through their respective
 21 counsel of record, that this action be remanded to the Commissioner of Social Security for
 22 further administrative action pursuant to section 205(g) of the Social Security Act, as amended,
 23 42 U.S.C. § 405(g), sentence four.

24 On remand, the Appeals Council will assign this case to an administrative law judge
 25 (ALJ) for a new hearing and decision. The Appeals Council will instruct the ALJ to
 26 reevaluate whether Claimant meets or equals a Listing, and take any necessary further action to
 27 complete the administrative record.
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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, reversing the final decision of the
3 Commissioner .
4

5 Dated: December 12, 2016

LAW OFFICES OF HADLEY & FRAULOB

6 By: /s/ Joseph C. Fraulob by C.Chen*
7 JOSEPH C. FRAULOB
8 (*as authorized via email on 12/12/2016)

9 Dated: December 12, 2016

PHILLIP A. TALBERT
United States Attorney

10 By: /s/ Carolyn B. Chen
11 CAROLYN B. CHEN
12 Special Assistant United States Attorney
13 Attorneys for Defendant
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15 ORDER

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17 PURSUANT TO STIPULATION, IT IS SO ORDERED.

18
19 Dated: December 19, 2016


20 **CRAIG M. KELLISON**
21 UNITED STATES MAGISTRATE JUDGE
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