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

13 JOSHUA SPAGEL,)
) Case No. 2:17-CV-00839-AC
 14 Plaintiff,)
) **STIPULATION AND PROPOSED ORDER FOR**
 15) **VOLUNTARY REMAND PURSUANT TO**
 16 NANCY A. BERRYHILL,) **SENTENCE FOUR OF 42 U.S.C. § 405(g) AND**
 Acting Commissioner of) **FOR ENTRY OF JUDGMENT FOR**
 17 Social Security,) **PLAINTIFF**
)
 18 Defendant.)

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 20 IT IS HEREBY STIPULATED, by and between JOSHUA SPAGEL (Plaintiff) and
 21 NANCY A. BERRYHILL, Acting Commissioner of Social Security (the Commissioner or
 22 Defendant), through their respective counsel of record, that this action be reversed and remanded
 23 for further administrative action pursuant to section 205(g) of the Social Security Act, as
 24 amended, 42 U.S.C. § 405(g), sentence four. On remand, the Appeals Council will remand the
 25 case to an administrative law judge (ALJ) with instructions to, 1) further consider the opinion
 26 evidence of record, 2) reconsider Plaintiff's symptoms, 3) further consider Plaintiff's residual

1 functional capacity, 4) if warranted obtain supplemental vocational expert testimony, 5) give
2 Plaintiff an opportunity for a new hearing, 6) take action necessary to complete the
3 administrative record, and 7) issue a new decision.

4 The Court Clerk, shall enter judgment in favor of Plaintiff.

5
6 DATED: February 14, 2018

McGREGOR W. SCOTT
United States Attorney

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8 By: /s/ Richard M. Rodriguez
9 RICHARD M. RODRIGUEZ
10 Special Assistant U.S. Attorney
11 Richard.rodriguez@ssa.gov
12 Attorneys for Defendant
13 Nancy A. Berryhill,
14 Acting Commissioner of Social Security

15
16 DATED: February 14, 2018

/s/ Cyrus Safa
By: Richard M. Rodriguez,
as authorized by email on February 14, 2018
CYRUS SAFA, ESQ., CSBN: 282971
Attorney for Plaintiff

17 **APPROVED AND SO ORDERED:**

18
19
20
21
22 Dated: February 14, 2018

Allison Claire
ALLISON CLAIRE
UNITED STATES MAGISTRATE JUDGE