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9 Attorneys for Defendant

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

13 MICHAEL DANIEL,) No. 2:17-cv-00980-CKD
14)
Plaintiff,) **STIPULATION FOR REMAND**
15) **PURSUANT TO SENTENCE FOUR OF**
16 v.) **42 U.S.C. § 405(g) AND FOR ENTRY OF**
) **JUDGMENT; [PROPOSED] ORDER**
17 NANCY A. BERRYHILL,)
Acting Commissioner of Social Security,)
18)
19 Defendant.)
20)

21 IT IS HEREBY STIPULATED, by and between Michael Daniel (Plaintiff) and Nancy A.
22 Berryhill, Acting Commissioner of Social Security (the Commissioner or Defendant), through
23 their respective counsel of record, that this action be remanded for further administrative action
24 pursuant to section 205(g) of the Social Security Act, as amended, 42 U.S.C. section 405(g),
25 sentence four. On remand, the Commissioner will conduct any necessary further proceedings
26 and issue a new decision with evidentiary support for the findings.
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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 DATE: December 5, 2017

Respectfully submitted,

5 PHILLIP A. TALBERT
6 United States Attorney

7 /s/ Adam Lazar
8 ADAM LAZAR
Special Assistant United States Attorney

9
10 DATE: December 5, 2017

Respectfully submitted,

11 s/ Jonathan O. Peña
12 JONATHAN O. PEÑA
Attorney for Plaintiff
13 (per email authorization)

14
15
16 ORDER

17 PURSUANT TO STIPULATION, IT IS SO ORDERED.

18
19 Dated: December 6, 2017

20 Carolyn K. Delaney
21 CAROLYN K. DELANEY
22 UNITED STATES MAGISTRATE JUDGE
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