

1 MCGREGOR W. SCOTT
United States Attorney
2 DEBORAH LEE STACHEL
Regional Chief Counsel, Region IX
3 Social Security Administration
CAROL S. CLARK
4 Special Assistant United States Attorney
160 Spear Street, Suite 800
5 San Francisco, California 94105
Telephone: (415) 977-8975
6 Facsimile: (415) 744-0134
7 Carol.s.clark@ssa.gov

8 Attorneys for Defendant

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

12) Case No.: 2:18-cv-00059-DMC
13 IRA ALLEN,)
14 Plaintiff,) STIPULATION AND ORDER TO REMAND
15 vs.)
16)
17 NANCY BERRYHILL,)
Acting Commissioner of Social Security,)
18 Defendant.)

19 **STIPULATION TO REMAND AND PROPOSED ORDER**

20 IT IS HEREBY STIPULATED, by and between Ira Allen (Plaintiff) and Nancy
21 Berryhill, Acting Commissioner of Social Security (the Commissioner or Defendant), through
22 their respective counsel of record, that this action be remanded for further administrative action
23 pursuant to section 205(g) of the Social Security Act, as amended, 42 U.S.C. section 405(g),
24 sentence four.
25
26
27
28

1 On remand, the Appeals Council will remand the case to an administrative law judge
2 (ALJ) for a new decision. The Appeals Council will instruct the ALJ to reevaluate the medical
3 evidence, including, but not limited to, all medical source opinion evidence concerning physical
4 and mental impairments, and explain the weight given to the opinion evidence.

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

9
10
11 Dated: October 20, 2018

By /s/ Cyrus Safa
CYRUS SAFA
Attorney for Plaintiff
(authorized by email on October 17, 2018)

MCGREGOR W. SCOTT
United States Attorney
DEBORAH LEE STACHEL
Regional Chief Counsel, Region IX
Social Security Administration

18 By /s/ Carol S. Clark
19 CAROL S. CLARK
20 Special Assistant U.S. Attorney
21 Attorneys for Defendant

22 **ORDER**

23 It is so ordered.

24 Dated: October 24, 2018

25 
26 DENNIS M. COTA
27 UNITED STATES MAGISTRATE JUDGE
28