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

DARLENE GAIL THOMAS, *on behalf of*
JANA LEIGH THOMAS, *deceased*,
Plaintiff,
v.
KILOLO KIJAKAZI,
Acting Commissioner of Social Security,
Defendant.

) CIVIL NO. 2:25-cv-0011-JDP
)
) **STIPULATION TO VOLUNTARY**
) **REMAND PURSUANT TO SENTENCE**
) **FOUR OF 42 U.S.C. § 405(g) AND TO**
) **ENTRY OF JUDGMENT; [PROPOSED]**
) **ORDER**

The parties, acting through their respective counsel, hereby stipulate and agree that the above-captioned case be reversed and remanded. Upon remand, the Appeals Council will instruct the Administrative Law Judge to further consider the ability to perform other work existing in significant numbers in the national economy, take any further action needed to complete the administrative record, and to issue a new decision. The parties agree that reasonable attorney fees

1 will be awarded under the Equal Access to Justice Act, 28 U.S.C. § 2412, upon proper request to
2 the Court.

3 The parties further request that the Court direct the Clerk of the Court to enter a final
4 judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the Acting
5 Commissioner.

6
7 Respectfully submitted this 3/11/2025.

8 Dated: March 11, 2025

/s/ Francesco Benavides

9 Francesco Benavides

10 Attorney for Plaintiff

*Authorized via e-mail on 3/11/23

11
12 MICHELE BECKWITH

Acting United States Attorney

13 MATHEW W. PILE

Associate General Counsel

14 Social Security Administration

15 By: /s/ L. Jamala Edwards

16 L. Jamala Edwards

Special Assistant United States Attorney

17 Attorneys for Defendant

18 **~~PROPOSED~~ ORDER**

19 Based upon the parties' stipulation to Voluntary Remand Pursuant to Sentence Four of 42
20 U.S.C. § 405(g) and to Entry of Judgment, and for cause shown, IT IS ORDERED that the
21 above-captioned action is remanded to the Acting Commissioner of Social Security for further
22 proceedings pursuant to the Social Security Act § 205(g), as amended, 42 U.S.C. § 405(g),
23 sentence four. On remand, the Appeals Council will remand the case to an administrative law
24 judge for a new decision in accordance with the parties' Stipulation.
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IT IS SO ORDERED.

Dated: March 11, 2025



JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE