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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MIKEL JAMES YORDY,)
Plaintiff,)
v.)
MICHAEL J. ASTRUE,)
Commissioner of Social Security,)
Defendant.)
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CIVIL NO. 09-cv-03028-NJV
STIPULATION AND ORDER OF REMAND

IT IS HEREBY STIPULATED by the undersigned for the respective parties, subject to the approval of the Court, that this action be remanded to the Defendant, Commissioner of Social Security, pursuant to sentence four of 42 U.S.C. § 405(g) for further proceedings. The purpose of the remand is to offer Plaintiff a new hearing and decision.

Upon remand, the Office of Disability Adjudication and Review will remand this case to an Administrative Law Judge (ALJ) and direct him or her to

1) further consider the medical source opinions of record and explain the weight given to such opinion evidence; and

2) further evaluate Plaintiff's subjective complaints and provide rationale pertaining to such evaluation.

Dated: November 9, 2010

/s/Kenneth J. Collins
(authorized by email on November 9, 2010)
KENNETH J. COLLINS
Attorney for Plaintiff

MEDLINA L. HAAG
United States Attorney

Dated: November 5, 2010

By:

/s/ Jacqueline A. Forslund
JACQUELINE A. FORSLUND
Special Assistant United States Attorney

PURSUANT TO STIPULATION, IT IS SO ORDERED that this action is reversed and remanded to the Commissioner of Social Security, pursuant to sentence four of 42 U.S.C. § 405(g) for further proceedings.

Dated: November 12, 2010


NANDOR J. VADAS
United States Magistrate Judge