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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

RICHARD A. WYANT,
Plaintiff,
v.
MICHAEL J. ASTRUE,
Commissioner of Social Security,
Defendant.

) Case No. 3:09-cv-01723-RS
)
) **AMENDED STIPULATION TO**
) **VOLUNTARY REMAND PURSUANT TO**
) **SENTENCE FOUR OF 42 U.S.C. § 405(g)**
) **AND TO ENTRY OF JUDGMENT;**
) **[PROPOSED] ORDER**

THE PARTIES HEREBY STIPULATE, through their undersigned attorneys and with the approval of the Court, that Defendant agrees to a voluntary remand of this case per sentence four of 42 U.S.C. § 405(g). Upon remand, the Appeals Council will instruct the Administrative Law Judge to do the following:

1. Conduct a new hearing, further develop the record and issue a new decision;
2. Address the medical opinions, giving appropriate weight to the opinions of the treating physicians where warranted;

1 3. Provide a residual functional capacity finding consistent with all evidence of record;
2 4. Reassess the claimant's credibility; and
3 5. Obtain new vocational expert testimony. Specifically, the Administrative Law Judge
4 (ALJ) shall obtain supplemental vocational expert testimony. Such testimony should provide
5 reasonable explanations for any conflicts between the testimony and the United States
6 Department of Labor's *Dictionary of Occupational Titles*. It should also cite jobs (if any) that an
7 individual of Plaintiff's age, education, work experience, and residual functional capacity
8 could perform.
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11 Dated: July 9, 2010

By: SACKETT AND ASSOCIATES

/s/ Harvey P. Sackett*
HARVEY P. SACKETT
*By email authorization

Attorneys for Plaintiff

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16 Dated: July 9, 2010


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20 By: /s/ Timothy R. Bolin
TIMOTHY R. BOLIN
Special Assistant United States Attorney

Attorneys for Defendant

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24 **THE COURT APPROVES THE FOREGOING STIPULATION AND SO ORDERS.**

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26 Dated: 7/12/10


HONORABLE RICHARD SEEBORG
United States Magistrate Judge