

1 JOSEPH P. RUSSONIELLO, CSBN 44332
 United States Attorney
 2 LUCILLE GONZALES MEIS, SBN CO 15153
 Regional Chief Counsel, Region IX
 3 Social Security Administration

4 ARMAND D. ROTH
 5 Special Assistant United States Attorney
 California Bar No. 214624
 6 333 Market Street, Suite 1500
 San Francisco, CA 94105
 7 Telephone: (415) 977-8924
 Fax: (415) 744-0134
 8 E-Mail: Armand.Roth@ssa.gov

9 Attorneys for Defendant

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN JOSE DIVISION

14 CEDRIC J. BRONNER,)	
15 Plaintiff,)	CIVIL NO. 09-cv-02070-JW
16 v.)	STIPULATION AND ORDER OF REMAND
17 MICHAEL J. ASTRUE,)	
18 Commissioner of Social Security,)	
19 Defendant.)	

20
 21 IT IS HEREBY STIPULATED by the undersigned for the respective parties, subject to the
 22 approval of the Court, that this action be remanded to the Defendant, Commissioner of Social Security,
 23 for further proceedings pursuant to sentence four of 42 U.S.C. § 405(g), and judgment entered for
 24 Plaintiff.

25 Upon remand, the Appeals Council will instruct the Administrative Law Judge to do the
 26 following:

- 27 (1) provide a specific evaluation of the severity and effects of the plaintiff's impairments,
- 28 including substance abuse, in accord with 20 C.F.R. §§ 404.1520a, 416.920a, or include

1 sufficient rationale with references to evidence of record to support a conclusion of disability.
2 (2) update the record, and if warranted, obtain supplemental evidence from a consultative
3 examiner or a testifying medical expert.
4 (3) further evaluate and clearly define the plaintiff's residual functional capacity, and if
5 warranted, obtain supplemental evidence from a vocational expert.
6 (4) If the plaintiff is found to be disabled considering the effects of substance abuse, conduct the
7 further proceedings required to determine whether substance abuse is a contributing factor
8 material to the determination of disability.
9

10 Respectfully submitted,

11 /s/ Ilsa Branch *
12 ILSA BRANCH
13 Plaintiff's Attorney
14 * by Armand Roth by email authorization of 5/4/2010

14 JOSEPH P. RUSSONIELLO
United States Attorney

15 Dated: May 10, 2010 By:

16 /s/ Armand Roth
17 ARMAND D. ROTH
18 Special Assistant United States Attorney

17 OF COUNSEL:

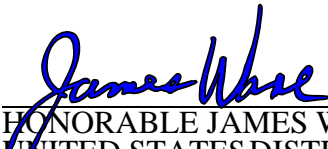
18 LUCILLE GONZALES MEIS
19 Regional Chief Counsel, Region IX
20

21 PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

22 The Clerk is ordered to ENTER JUDGMENT IN FAVOR of Plaintiff and against Defendant.

23 All pending motions are denied as MOOT.
24

25
26 DATED May 12, 2010

27 
28 HONORABLE JAMES WARE
UNITED STATES DISTRICT JUDGE