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10 UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

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12	BELIA RODRIGUEZ,) CIVIL ACTION NO. 09-04557-PVT
	Plaintiff,)
13) ORDER ON
	v.) STIPULATION FOR REMAND
14) PURSUANT TO SENTENCE FOUR
	MICHAEL J. ASTRUE,) OF 42 U.S.C. § 405(g), AND REQUEST
15	Commissioner of Social Security,) FOR JUDGMENT IN FAVOR OF
16	Defendant.) PLAINTIFF AND AGAINST DEFENDANT
17)

18 IT IS HEREBY STIPULATED, by and between the parties, through their respective counsel
 19 of record, that this action be remanded to the Commissioner of Social Security for further
 20 administrative action pursuant to section 205(g) of the Social Security Act, as amended, 42 U.S.C.
 § 405(g), sentence four.

21 On remand, the Appeals Council will instruct the Administrative Law Judge (ALJ) to take the
 22 following actions:

23 The ALJ will grant Plaintiff a new hearing, and Plaintiff may submit new evidence. The ALJ
 24 will conduct a de novo review of the evidence, including Plaintiff’s subjective complaint testimony
 25 and the medical evidence. Furthermore, the ALJ will obtain the testimony of a medical expert to
 26 review the medical evidence relating to the period prior to March 30, 2006, and provide guidance
 27 regarding the nature and severity of Plaintiff’s impairments and Plaintiff’s date of onset.

1 The parties further request that the Clerk of the Court be directed to enter a final judgment in
2 favor of Plaintiff, and against Defendant, Commissioner of Social Security, reversing the final
3 decision of the Commissioner.

4 Respectfully submitted,

5 Dated: April 28, 2010

/s/ Harvey P. Sackett
(as authorized via e-mail)
HARVEY P. SACKETT
Attorney for Plaintiff

8 JOSEPH P. RUSSONIELLO
United States Attorney

9 Dated: April 28, 2010

10 By s/ Daniel P. Talbert
DANIEL P. TALBERT
Special Assistant U.S. Attorney

11 Attorneys for Defendant

12 ORDER

13 APPROVED AND SO ORDERED:

14 DATED: 4/29/10

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16 PATRICIA V. TRUMBULL
17 UNITED STATE MAGISTRATE JUDGE
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