

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

DEBORAH S. ALEXANDER,)	
)	
Plaintiff,)	No. 09-C-3406
)	
vs.)	Magistrate Judge Ashman
)	
MICHAEL J. ASTRUE, Commissioner of)	
Social Security,)	
)	
Defendant.)	

DEFENDANT’S MOTION TO ENTER JUDGMENT

Defendant, Commissioner of Social Security, by his undersigned attorneys, hereby petitions this Court to enter judgment in this case.

Defendant notes that final judgment has not yet been entered in this case although the court order remand under the authority of sentence four of 42 U.S.C. § 405(g). Order at 29. Under the plain language of the statute judgment accompanies such an order. *See Finkelstein v. Bowen*, 496 U.S. 617 (1990). As final judgment is a prerequisite for an award under the Equal Access To Justice Act (EAJA), 28 U.S.C. § 2412(d)(1)(B), defendant asks the court to enter judgment in this case.

Respectfully submitted,

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