

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

ERNEST FRIMPONG,	)	
	)	
Plaintiff,	)	
	)	
v.	)	No. 19 C 4666
	)	
ANDREW SAUL, Commissioner of Social	)	Judge Leinenweber
Security,	)	
	)	
Defendant.	)	

**DEFENDANT’S UNCONTESTED MOTION FOR ENTRY OF JUDGMENT UNDER RULE 58 OF THE FEDERAL RULES OF CIVIL PROCEDURE**

Defendant Andrew Saul, Commissioner of Social Security, by John R. Lausch, Jr., United States Attorney for the Northern District of Illinois, requests that the court enter a separate judgment order under Fed. R. Civ. P. 58 following its October 26, 2020 order (Dkt. 41) denying Commissioner’s motion to reconsider, and in support states as follows:

1. The court denied the Commissioner’s motion to reconsider its order remanding the case to the Commissioner for an award of benefits, but did not enter a separate judgment order under Fed. R. Civ. P. 58.
2. Entry of a separate judgment order under Rule 58 is necessary for the matter to be remanded to the Commissioner for an award of benefits under Title 42 U.S.C. § 405(g) (a “sentence four remand”).
3. No prejudice will result should the court grant defendant’s motion because plaintiff’s counsel has represented that he has no objection thereto.

WHEREFORE, the defendant Commissioner requests that the court enter a separate Rule 58 judgment order remanding the matter to the Commissioner for an award of benefits.

Respectfully submitted,

JOHN R. LAUSCH, Jr.  
United States Attorney

By: s/ Ernest Y. Ling  
\_\_\_\_\_  
ERNEST Y. LING  
Assistant United States Attorney  
219 South Dearborn Street  
Chicago, Illinois 60604  
(312) 353-5870  
ernest.ling@usdoj.gov

Of Counsel:

KATHRYN CALDWELL  
Regional Chief Counsel

MEREDITH D. SCHACHT  
Assistant Regional Counsel  
Social Security Administration  
Office of the General Counsel, Region V  
200 W. Adams St., Suite 3000  
Chicago, Illinois 60606  
(877) 800-7578, ext. 19409