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WESTERN DISTRICT OF LOUISIANA
LAFAYETTE, LOUISIANAUNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE DIVISION

SANDRA THIBEAUX CALAIS

CIVIL ACTION NO. 6:14-cv-03467

VERSUS

JUDGE DOHERTY

U.S. COMMISSIONER
SOCIAL SECURITY
ADMINISTRATION

MAGISTRATE JUDGE HANNA

JUDGMENT

This matter was referred to United States Magistrate Judge Patrick J. Hanna for report and recommendation. After an independent review of the record, and noting the absence of any objections, this Court concludes that the Magistrate Judge's report and recommendation is correct and adopts the findings and conclusions therein as its own. Accordingly,

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Commissioner's decision is **REVERSED and REMANDED** to the Commissioner for further administrative action pursuant to the fourth sentence of 42 U.S.C. § 405(g).¹ More particularly, the Commissioner is instructed to (1) properly weigh the medical source opinions; (2) properly evaluate the claimant's credibility; (3) determine the claimant's residual functional capacity; (4) determine whether the

¹A fourth sentence remand constitutes a "final judgment" that triggers the filing period for an EAJA fee application. *Shalala v. Schaeffer*, 509 U.S. 292, 113 S.Ct. 2625, 2631 (1993); *Freeman v. Shalala*, 2 F.3d 552 (5th Cir. 1993).

claimant can perform her past relevant work; and, (5) if the claimant cannot perform her past relevant work, determine whether the claimant can perform any other work. This remand includes, but does not limit, sending the case to the hearing level with instructions to the Administrative Law Judge to order an updated consultative examination of the claimant or an evaluation by claimant's treating physician. Additionally, the claimant shall be afforded the opportunity to submit additional evidence and to testify at a supplemental hearing.

Lafayette, Louisiana, this 3 day of March, 2016.



REBECCA F. DOHERTY
UNITED STATES DISTRICT JUDGE