IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION

SHAINA E. CHALUPA,

Plaintiff,

vs.

KILOLO KIJAKAZI, Acting Commissioner of Social Security Administration,

Defendant.

CV-22-42-BLG-KLD

ORDER

Defendant has filed a Stipulated Motion to Remand this case for further administrative proceedings. (Doc. 19). Accordingly,

IT IS ORDERED that the case shall be remanded under sentence four of 42 U.S.C. § 405(g). Upon remand, the Appeals Council will instruct the ALJ to: re-evaluate the claimant's residual functional capacity; re-evaluate the potential applicability of a Listing, bearing in mind the claimant's diagnosis of alcohol-related neurodevelopmental disorder; offer the claimant the opportunity for a hearing, take further action to complete the administrative record resolving the above issues, and issue a new decision. Upon proper presentation, Plaintiff will be

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entitled to attorneys' fees under the Equal Access to Justice Act, 28 U.S.C. §2412 et seq.

DATED this 21st day of November, 2022

Kathleen L. DeSoto
United States Magistrate Judge