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District of Nevada

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Attorneys for Defendant

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

CHRISTINE RICHARDS,

Plaintiff,

v.

ANDREW SAUL,
Commissioner of Social Security,

Defendant.

Case No.: 3:20-cv-00598-CLB

**STIPULATION TO VOLUNTARY
REMAND PURSUANT TO SENTENCE
FOUR OF 42 U.S.C. § 405(g) AND TO
ENTRY OF JUDGMENT FOR
PLAINTIFF**

IT IS HEREBY STIPULATED by and between the parties, through their undersigned attorneys, and with the approval of the Court, that this action be remanded for further administrative action pursuant to the Social Security Act § 205(g), as amended, 42 U.S.C. § 405(g), sentence four.

In the process of preparing the certified administrative record in this case, Defendant has learned that nine of the record exhibits containing medical records do not belong to the Plaintiff in this matter.

On remand, the Appeals Council will remand the case to an administrative law judge (ALJ) for removal of the aforementioned exhibits and a *de novo* hearing and new decision.

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, reversing the final decision of the Commissioner.

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4 Dated: February 16, 2021

Respectfully submitted,

5 ROHLFING & KALAGIAN, LLP

6 /s/ Marc V. Kalagian

MARC V. KALAGIAN

7 (*as authorized via email on February 16, 2021)

8 Attorney for Plaintiff

9 Dated: February 16, 2021

Respectfully submitted,

10 NICHOLAS A. TRUTANICH

11 United States Attorney

12 /s/ Allison J. Cheung

13 ALLISON J. CHEUNG

14 Special Assistant United States Attorney

15 Attorneys for Defendant

16
17 IT IS SO ORDERED:

18 
19 HON. CARLA BALDWIN

20 UNITED STATES MAGISTRATE JUDGE

21 DATED: February 17, 2021
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CERTIFICATE OF SERVICE

I, the undersigned, am a citizen of the United States and am at least eighteen years of age. My business address is 160 Spear Street, Suite 800, San Francisco, California 94105. I am not a party to the above-entitled action. On the date set forth below, I caused service of **STIPULATION TO VOLUNTARY REMAND PURSUANT TO SENTENCE FOUR OF 42 U.S.C. § 405(g) AND TO ENTRY OF JUDGMENT FOR PLAINTIFF** on the following parties by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which provides electronic notice of the filing:

Marc Kalagian
marc.kalagian@rksslaw.com,
Attorney for Plaintiff

Leonard Stone
lstone@shookandstone.com
Attorney for Plaintiff

I declare under penalty of perjury that the foregoing is true and correct.

Dated: February 16, 2021

/s/ Allison J. Cheung
ALLISON J. CHEUNG
Special Assistant United States Attorney