

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

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DIONNARAE Z. JONES,

Plaintiff,

v.

**CONSENT ORDER TO
REMAND PURSUANT TO
SENTENCE 4 OF
42 U.S.C. § 405(g)
Civil Action
No. 13-cv-381 (TJM/DEP)**

CAROLYN W. COLVIN, ACTING
COMMISSIONER OF SOCIAL SECURITY,

Defendant.

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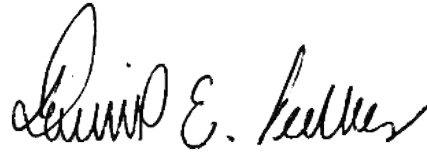
This matter having been opened to the Court by Richard S. Hartunian, United States Attorney for the Northern District of New York, and Benil Abraham, Special Assistant United States Attorney, attorney for Defendant, for an Order remanding the within cause of action to the Defendant pursuant to sentence 4 of 42 U.S.C. ' 405(g) so that further administrative action, including a de novo hearing, may be taken; and Plaintiff, through the undersigned attorney, having consented to the within order and the requested remand, and the Court having considered the matter,

IT IS on this 12th day of November , 2013;

ORDERED that the final decision of the Commissioner be and hereby is REVERSED, and the matter is REMANDED to the Defendant for this further administrative action, and it is further ORDERED that the within matter, be and hereby is, DISMISSED in accord with the decision in Melkonyan v. Sullivan, 501 U.S. 89 (1991);

And it is further ORDERED that nothing in this order (and subsequent final judgment) prohibits Plaintiff from filing a request for attorney's fees pursuant to the Equal Access to Justice Act, 28

U.S.C. §2412.



HON. DAVID E. PEEBLES
UNITED STATES DISTRICT COURT

Dated: 11/12/2013

The undersigned hereby consent to the form and entry of the within order.

Richard S. Hartunian
United States Attorney

By: s/ Benil Abraham
Benil Abraham
Special Assistant U.S. Attorney
Bar No. 515940

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