

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
No. 5:16-CV-00947-FL

WALTER SCHIMKUS,)	
)	
Plaintiff,)	
)	
v.)	<u>ORDER TO REMAND</u>
)	
NANCY A. BERRYHILL,)	
Acting Commissioner of)	
Social Security)	
)	
Defendant.)	
_____)	

This matter is before the court on Plaintiff's Complaint and Defendant's Motion for Remand to the Commissioner for further administrative proceedings. The Commissioner wishes to conduct further fact finding, including holding a new hearing. Plaintiff's counsel consents to the Government's Motion for Remand.

The Court finds good cause has been alleged for remand. Accordingly, the Court hereby reverses the Commissioner's decision under sentence four of 42 U.S.C. § 405(g) and remands the case to the Commissioner for further proceedings, including a new hearing. See Shalala v. Schaefer, 509 U.S. 292 (1993); Melkonyan v. Sullivan, 501 U.S. 89 (1991).

The Clerk of Court is directed to enter a separate judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure.

SO ORDERED this 20th day of June, 2017.

A handwritten signature in black ink, appearing to read "Louise W. Flanagan", written over a horizontal line.

Louise W. Flanagan
United States District Judge