

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

ANTHONY GENTRY,	:	Case No. 3:16-cv-342
	:	
Plaintiff,	:	Magistrate Judge Sharon L. Ovington
	:	(by full consent of the parties)
vs.	:	
	:	
NANCY A. BERRYHILL,	:	
COMMISSIONER OF SOCIAL	:	
SECURITY,	:	
	:	
Defendant.	:	

DECISION AND ENTRY

This social security case is presently before the Court on the parties’ Joint Motion to Remand to the Commissioner. (Doc. #11). The parties jointly stipulate that this case should be remanded to the Acting Commissioner of Social Security for further proceedings, pursuant to sentence four of Section 205 of the Social Security Act, 42 U.S.C. § 405(g), and respectfully request this Honorable Court enter an appropriate order with judgment.

Upon remand, the Appeals Council will vacate all findings in the Administrative Law Judge’s (ALJ’s) decision, and the Commissioner will conduct further proceedings and develop the administrative record as necessary to determine whether Plaintiff is under a disability as defined by the Social Security Act. In so doing, the ALJ will (1) offer Plaintiff an opportunity for a hearing; (2) reevaluate the medical opinions and explain the reasons for the weight assigned pursuant to the regulations; (3) reassess

Plaintiff's subjective allegations pursuant to the regulations; (4) reassess Plaintiff's residual functional capacity; and (5) if necessary, obtain supplemental testimony from a vocational expert.

IT IS THEREFORE ORDERED THAT:

1. The parties' Joint Motion to Remand to the Commissioner (Doc. #11) is **ACCEPTED**;
2. The Clerk of Court is directed to enter Judgment in Plaintiff's favor under Fed. R. Civ. P. 58;
3. This matter is **REMANDED** to the Social Security Administration, pursuant to sentence four of 42 U.S.C. § 405(g), for further consideration consistent with this Decision and Entry and the parties' stipulation; and
4. The case is terminated on the docket of this Court.

IT IS SO ORDERED.

Date: April 13, 2017

s/Sharon L. Ovington
Sharon L. Ovington
United State Magistrate Judge