

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

JOHNNY SPARKS,	:	Case No. 3:16-cv-487
	:	
Plaintiff,	:	District Judge Walter H. Rice
	:	Magistrate Judge Sharon L. Ovington
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 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).

Upon remand, the Appeals Council will vacate all findings in the Administrative Law Judge’s decision, and the Commissioner will conduct further proceedings and develop the administrative record as necessary, including further consideration of the medical source opinions of record, and further consideration of Plaintiff’s residual functional capacity, to determine whether Plaintiff is under a disability as defined by the Social Security Act.

**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: 7-17-17



\_\_\_\_\_  
Walter H. Rice  
United States District Judge