

UNITED STATES DISTRICT COURT
for the
MIDDLE DISTRICT of PENNSYLVANIA

ALBERT EDWARD WHEELER, III,

Plaintiff

v.

NANCY A. BERRYHILL, Acting Commissioner of Social

Security,

Defendant

Civil Action No. 3:16-CV-1916

(Chief Judge Conner)

JUDGMENT IN A CIVIL ACTION

The court has ordered that (check one):

[] the plaintiff recover from the defendant (name) the amount of dollars (\$), which includes prejudgment interest at the rate of % , plus postjudgment interest at the rate of % , along with costs.

[] the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (name) recover costs from the plaintiff (name)

X other: JUDGMENT be and is hereby ENTERED in favor of plaintiff ALBERT EDWARD WHEELER, III, and against defendant, NANCY A. BERRYHILL, Acting Commissioner of Social Security, as follows: The Commissioner's decision is VACATED and this matter is REMANDED to the Commissioner with instructions to conduct a new administrative hearing, develop the record fully, and evaluate the evidence appropriately in accordance with this court's order (Doc. 16) and the report (Doc. 14) of Chief Magistrate Judge Schwab..

This action was (check one):

[] tried by a jury with Judge or Magistrate Judge presiding, and the jury has rendered a verdict.

[] tried by Judge or Magistrate Judge without a jury and the above decision

X decided by Judge or Magistrate Judge Chief Judge Christopher C. Conner

COMPLAINT FOR REVIEW OF HHS DECISION (DIWW)

Date: Mar 28, 2018

CLERK OF COURT PETER WELSH, Acting Clerk of Court

K. McKinney

Signature of Clerk or Deputy Clerk