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5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON
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8 JERRI EHLERT,
9 Plaintiff,
10 v.
11 COMMISSIONER OF SOCIAL
12 SECURITY,
13 Defendant.
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No. 1:17-cv-03010-SAB

**ORDER GRANTING STIPULATED
MOTION FOR REMAND**

15 Before the Court is the parties' Stipulated Motion for Remand, ECF No. 17.
16 The motion was heard without oral argument.

17 The parties stipulate that the above-captioned case be reversed and
18 remanded to the Commissioner of Social Security for further administrative
19 proceedings including a de novo hearing pursuant to sentence four of 42 U.S.C.
20 § 405(g). The parties agree that reasonable attorney fees should be awarded under
21 the Equal Access to Justice Act, 28 U.S.C. § 2412, upon proper request to the
22 Court.

23 Accordingly, **IT IS HEREBY ORDERED:**

- 24 1. The parties' Stipulated Motion for Remand, ECF No. 17, is
25 **GRANTED.**
26 2. The decision denying benefits is **reversed** and **remanded** for further
27 administrative proceedings. On remand, the ALJ shall offer Plaintiff an
28 opportunity for a new hearing, further develop the record, and issue a new

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1 decision. The ALJ shall also:

- 2 • Reevaluate Plaintiff's degenerative disc disease under Listing 1.04 with
- 3 the assistance of medical expert testimony, if necessary; and
- 4 • Reassess the remaining steps of the sequential evaluation process with
- 5 the assistance of vocational expert evidence and determine whether the
- 6 vocational expert evidence is consistent with the Dictionary of
- 7 Occupational Titles pursuant to Social Security Ruling 00-4p.

8 3. This remand is made pursuant to sentence four of 42 U.S.C. § 405(g).

9 4. Plaintiff's Motion for Summary Judgment, ECF No. 13, is **DISMISSED**

10 **AS MOOT.**

11 5. The District Court Executive is directed to enter judgment in favor of

12 Plaintiff and against Defendant.

13 **IT IS SO ORDERED.** The District Court Executive is hereby directed to

14 file this Order, provide copies to counsel, enter judgment, and close this file.

15 **DATED** this 11th day of September 2017.



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21 Stanley A. Bastian

22 United States District Judge

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