

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Feb 17, 2021

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

JUAN H.,

No. 1:20-CV-3065-JTR

v.

ORDER GRANTING STIPULATED  
MOTION FOR REMAND  
PURSUANT TO SENTENCE FOUR  
OF 42 U.S.C. § 405(g)

ANDREW M. SAUL,  
COMMISSIONER OF SOCIAL  
SECURITY,

Defendant.

**BEFORE THE COURT** is the parties' stipulated motion to remand the above-captioned matter to the Commissioner for additional administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 18. Attorney D. James Tree represents Plaintiff; Special Assistant United States Attorney Jordan D. Goddard represents Defendant. The parties have consented to proceed before a magistrate judge. ECF No. 7. After considering the file and proposed order, **IT IS ORDERED:**

1. The parties' Stipulated Motion for Remand, **ECF No. 18**, is **GRANTED**. The above-captioned case is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative action pursuant to sentence four of 42 U.S.C. § 405(g).

On remand, the Administrative Law Judge (ALJ) shall take any necessary steps to develop the record, including obtaining consultative examinations, offer Plaintiff the opportunity for a new hearing, and issue a new decision. The ALJ is

ORDER GRANTING STIPULATED MOTION FOR REMAND - 1

1 further directed to: (1) reevaluate the opinion evidence, including the opinions of  
2 N.K. Marks, Ph.D., and Aaron Burdge, Ph.D.; (2) reevaluate Plaintiff's subjective  
3 complaints; (3) reevaluate the nature and severity of Plaintiff's mental impairments  
4 using the psychiatric review technique; and (4) reassess Plaintiff's residual  
5 functional capacity and how the limitations affect his occupational base. The ALJ  
6 may obtain medical or vocational expert evidence if warranted.

7 2. **Judgment shall be entered for PLAINTIFF.**

8 3. Plaintiff's Motion for Summary Judgment, **ECF No. 16**, is  
9 **STRICKEN AS MOOT.**

10 4. An application for attorney fees and costs may be filed by separate  
11 motion.

12 The District Court Executive is directed to enter this Order, forward copies  
13 to counsel, and **CLOSE THE FILE.**

14 DATED February 17, 2021.



A handwritten signature in black ink, consisting of a stylized 'M' followed by a horizontal line.

JOHN T. RODGERS  
UNITED STATES MAGISTRATE JUDGE