

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

Mar 26, 2024

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

MARTIN SILVA MENDOZA,

Plaintiff,

v.

MARTIN O'MALLEY, Commissioner
of Social Security,

Defendant.

NO: 1:23-CV-3185-TOR

ORDER GRANTING STIPULATED
MOTION FOR REMAND

BEFORE THE COURT is the parties' Stipulated Motion for Remand (ECF No. 14). The parties have agreed that this case should be reversed and remanded for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

IT IS HEREBY ORDERED:

1. The Parties' Stipulated Motion for Remand (ECF No. 14) is **GRANTED**.

This case is **REVERSED** and **REMANDED** pursuant to sentence four of 42 U.S.C. § 405(g) for further administrative proceedings.

- 1 2. Upon remand, the Commissioner will develop the record as needed, offer
2 Plaintiff the opportunity for a new hearing, and issue a new decision for the
3 period prior to June 1, 2021.
- 4 3. Upon proper presentation, this Court will consider Plaintiff's application for
5 costs, expenses, and reasonable attorney's fees under the Equal Access to
6 Justice Act, 28 U.S.C. § 2412(a), (d).
- 7 4. All pending motions, hearings and the remaining briefing schedule are
8 **vacated** as moot.

9 The District Court Executive is hereby directed to file this Order, provide
10 copies to counsel, enter **JUDGMENT** for Plaintiff, and **CLOSE** the file.

11 **DATED** March 26, 2024.



15
16
17
18
19
20

Thomas O. Rice
THOMAS O. RICE
United States District Judge