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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

ANTONIO NEWBORN,  
  
Plaintiff,  
  
v.  
  
CAROLYN W. COLVIN, Acting  
Commissioner of Social Security,  
  
Defendant.

NO: 12-CV-3153-TOR  
  
ORDER VACATING JUDGMENT

BEFORE THE COURT is the parties' Joint Motion to Alter or Amend Judgment (ECF No. 11). Based on the parties' joint motion, the Judgment erroneously entered on November 14, 2013 is VACATED.

**ACCORDINGLY, IT IS HEREBY ORDERED:**

1. The Judgment (ECF No. 10) is VACATED and stricken from the record.
2. As the Court previously ordered, ECF No. 9, the Court will retain jurisdiction over the case.

- 1           3. In the event the de novo hearing is unfavorable to Plaintiff, he may seek  
2           judicial review by reinstating this case rather than by filing a new  
3           complaint.
- 4           4. The District Court Executive is hereby directed to file this Order, provide  
5           copies to counsel, and administratively **CLOSE** this file subject to  
6           reopening when the Commissioner shall file with the Court any such  
7           additional or modified findings of fact and decision.

8           **DATED** December 12, 2013.



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

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