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5                    UNITED STATES DISTRICT COURT

6                   EASTERN DISTRICT OF WASHINGTON

7    JONATHAN ALLEN,

                                             NO:  13-CV-0321-TOR
8                              Plaintiff,

                                             ORDER GRANTING STIPULATED
9         v.                                 MOTION FOR REMAND

10   CAROLYN W. COLVIN, Acting
     Commissioner of Social Security,

11
                               Defendant.
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13        BEFORE THE COURT is the parties' Stipulated Motion for Remand (ECF

14   No. 27).  The parties have agreed that this case should be reversed and remanded

15   for further administrative proceedings regarding Plaintiff's application for

16   disability benefits under Title II of the Social Security Act.  On remand, the ALJ

17   shall hold a *de novo* hearing, and Plaintiff may raise any issue and submit

18   additional evidence in support of his claim.  Upon remand, the Administrative Law

19   Judge should provide the claimant with an opportunity to submit additional

20   evidence; if warranted and available, obtain evidence from a medical expert

ORDER GRANTING STIPULATED MOTION FOR REMAND ~ 1

regarding the nature and severity of the claimant's impairments; reconsider the

claimant's residual functional capacity, and in so doing, further evaluate the VA

disability rating and lay witness evidence pursuant to Social Security Ruling 06-

03p; seek supplemental vocational expert testimony, if warranted, to determine

whether there are a significant number of jobs in the national economy that the

claimant can perform; give the claimant an opportunity for a hearing; and issue a

new decision.

This case is reversed and remanded pursuant to sentence four of 42 U.S.C. §

405(g). Upon proper presentation, this Court will consider an application for costs

and attorney fees pursuant to 28 U.S.C. § 2412(d) and 42 U.S.C. § 406(b).

**IT IS HEREBY ORDERED:**

1. The Parties' Stipulated Motion for Remand (ECF No. 19) is **GRANTED**.
   This case is **REVERSED** and **REMANDED** pursuant to sentence four
   of 42 U.S.C. § 405(g) for further administrative proceedings.

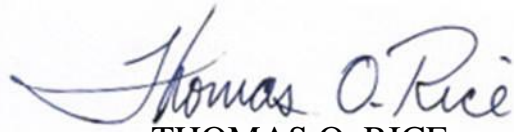2. Plaintiff's Motion for Summary Judgment (ECF No. 23) is **DENIED** as
   moot.

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1   The District Court Executive is hereby directed to file this Order, provide

2   copies to counsel, enter **JUDGMENT** for Plaintiff, and **CLOSE** the file.

3       **DATED** May 23, 2014.

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5                                   THOMAS O. RICE
                                United States District Judge

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