

UNITED STATES DISTRICT COURT

for the Eastern District of Washington

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

GARY W.,

Dec 28, 2018

SEAN F. MCAVOY, CLERK

Plaintiff

v.

Civil Action No. 4:17-CV-05155-MKD

COMMISSIONER OF SOCIAL SECURITY,

Defendant

JUDGMENT IN A CIVIL ACTION

The court orders that (check one):

[ ] the plaintiff (name) ... recover from the defendant (name) ... the amount of ... dollars (\$ ...), which includes prejudgment interest at the rate of ... %, plus post judgment interest at the rate of ... % per annum, along with costs.

[ ] the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (name) ... recover costs from the plaintiff (name) ...

[x] other: Plaintiff's Motion for Summary Judgment (ECF No. 17) is Granted. Defendant's Motion for Summary Judgment (ECF No. 18) is Denied. The matter is REVERSED and REMANDED to the Commissioner of Social Security for further proceedings consistent with the Court's Order at ECF 19. Judgment in favor of the Plaintiff.

This action was (check one):

[ ] tried by a jury with Judge ... presiding, and the jury has rendered a verdict.

[ ] tried by Judge ... without a jury and the above decision was reached.

[x] decided by Judge Mary K. Dimke ... on cross-motions for summary judgment.

Date: December 28, 2018

CLERK OF COURT

SEAN F. MCAVOY

s/ Angela Noel

(By) Deputy Clerk

Angela Noel