

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

STEVEN HORTON,

Plaintiff,

vs.

MICHAEL J. ASTRUE,
Commissioner of Social Security,

Defendant

Civil No. 2:08-CV-1692-CRD


ORDER FOR REMAND

Based on the stipulation of the parties, it is hereby ORDERED that the above-captioned case be reversed and remanded for a de novo hearing and further administrative proceedings, including but not limited to the following: the administrative law judge will re-assess and clarify the findings regarding Plaintiff's medical impairments, including the right knee impairment; re-evaluate whether Plaintiff can perform his past relevant work, and; if necessary, continue to

1 step 5 of the sequential evaluation process and obtain vocational expert testimony to determine
2 whether Plaintiff can perform other jobs in the national economy and resolve any conflicts between
3 the jobs identified and the occupational evidence provided.
4

5 This remand is pursuant to sentence four of 42 U.S.C. § 405(g). Upon proper
6 presentation, this Court will consider Plaintiff's application for costs and attorney's fees under
7 28 U.S.C. § 2412(d) and 42 U.S.C. § 406(b).

8 DATED this 13th day of April, 2009.
9

10 

11 Carolyn R. Dimmick
12 United States District Judge
13
14
15
16

17 Presented by:

18 s/ THOMAS M. ELSBERRY
19 Special Assistant U.S. Attorney
20 Office of the General Counsel
21 701 Fifth Ave, Ste 2900
22 Seattle, WA 98104
23 Phone: (206) 615-2112
24 Fax: (206)615-2531
25 thomas.elsberry@ssa.gov
26
27