1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 WESTERN DISTRICT OF WASHINGTON 9 10 RACHEL WHITTING, CASE NO. 2:17-cv-00110 JRC Plaintiff, 11 ORDER GRANTING STIPULATED 12 v. MOTION FOR REMAND 13 NANCY A. BERRYHILL, Acting Commissioner of the Social Security Administration, 14 Defendant. 15 16 This Court has jurisdiction pursuant to 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and Local 17 Magistrate Judge Rule MJR 13. (See also Notice of Initial Assignment to a U.S. Magistrate 18 Judge and Consent Form, Dkt. 5; Consent to Proceed Before a United States Magistrate Judge, 19 Dkt. 6.) This matter is before the Court on defendant's stipulated motion to remand the matter to 20 the Acting Commissioner for further consideration. (Dkt. 15.) 21 After reviewing defendant's stipulated motion and the relevant record, the Court grants 22 defendant's motion, and reverses and remands this matter to the Acting Commissioner. 23 24

1 Based on the stipulation of the parties, the Court hereby orders that the Commissioner's 2 final decision be reversed and remanded for further administrative proceedings and a new 3 decision pursuant to the fourth sentence of 42 U.S.C. § 405(g). 4 Following remand, the Commissioner will re-evaluate the medical evidence, including 5 the medical opinions, stating the reasons for the weight given to each. Based on this, the 6 Commissioner will re-evaluate plaintiff's residual functional capacity and continue with the 7 sequential evaluation to steps four and five, obtaining updated vocational expert testimony, if necessary. 8 With proper application, plaintiff may seek an award of reasonable attorney's fees 9 pursuant to the Equal Access to Justice Act, 24 U.S.C. § 2412, et seq. 10 Given the facts and the parties' stipulation, the Court hereby orders that the case be 11 **REVERSED** and **REMANDED** pursuant to sentence four of 42 U.S.C. § 405(g). 12 Dated this 30th day of June, 2017. 13 14 15 J. Richard Creatura United States Magistrate Judge 16 17 18 19 20 21 22 23 24