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8 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
9 AT TACOMA

10 CHRISTINA McCUNE,

11 Plaintiff,

12 v.

13 CAROLYN W. COLVIN, Acting  
Commissioner of the Social Security  
Administration,

14 Defendant.  
15

CASE NO. 13-cv-05021 RBL

REPORT AND RECOMMENDATION  
ON STIPULATED MOTION FOR  
REMAND

16  
17 This matter has been referred to Magistrate Judge J. Richard Creatura pursuant to 28  
18 U.S.C. § 636(b)(1)(B) and Local Magistrates Rule MJR 4(a)(4), and as authorized by *Mathews*,  
19 *Secretary of H.E.W. v. Weber*, 423 U.S. 261 (1976). This matter is before the Court on  
20 defendant's stipulated motion to remand the matter to the administration for further consideration  
(ECF No. 24).  
21

22 After reviewing defendant's stipulated motion and the relevant record, the undersigned  
23 recommends that the Court grant defendant's motion, and reverse and remand this matter to the  
24 Commissioner pursuant to sentence four of 42 U.S.C. § 405(g).

1 On remand to the Commissioner, based on the parties' stipulation, this Court  
2 recommends that the Appeals Council direct the Administrative Law Judge ("ALJ") to: (1)  
3 conduct a new hearing and issue a new decision; (2) weigh the medical opinions of record,  
4 specifically those of Peggy Hosford, M.D., articulating the weight assigned to the opinions and  
5 the reasons for that weight; (3) consider plaintiff's mental impairments pursuant to the technique  
6 outlined in 20 C.F.R. § 404.1520a and § 416.920a, as well as the alleged impairments of chronic  
7 fatigue syndrome and fibromyalgia pursuant to Social Security Rulings 99-2 and 12-2p,  
8 respectively; (4) reassess plaintiff's residual functional capacity throughout the period at issue,  
9 beginning as of plaintiff's alleged onset date of May 1, 2000; and (5) obtain vocational expert  
10 evidence at step five of the sequential evaluation, if necessary.

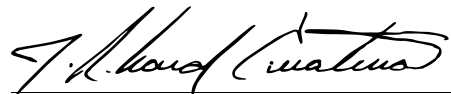
11 This case shall be reversed and remanded to the ALJ on the above grounds pursuant to  
12 sentence four of 42 U.S.C. § 405(g).

13 Following proper presentation, this Court will consider plaintiff's application for costs  
14 and attorney's fees pursuant to 28 U.S.C. § 2412(d).

15 Given the facts and the parties' stipulation, the Court recommends that the District Judge  
16 immediately approve this Report and Recommendation and order that the case be **REVERSED**  
17 and **REMANDED** pursuant to sentence four of 42 U.S.C. § 405(g).

18 JUDGMENT shall be entered for plaintiff, and this case closed.

19 Dated this 18 day of November, 2013.

20 

21 J. Richard Creatura  
22 United States Magistrate Judge