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8 Attorneys for Defendant

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 JANICE MARTIN,

13 Plaintiff,

14 v.

15 JO ANNE B. BARNHART,
Commissioner of Social Security,

16 Defendant.
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CIVIL NO. 04-02704 SC

STIPULATION AND ORDER OF REMAND

18 IT IS HEREBY STIPULATED by the undersigned for the respective parties, subject to the
19 approval of the Court, that this action be remanded to the defendant Commissioner pursuant to
20 sentence four of 42 U.S.C. Section 405(g) for further administrative proceedings.

21 Upon remand, the Appeals Council will remand this case to an Administrative Law Judge for
22 a *de novo* hearing and decision, including, but not limited to, further evaluation of the opinion
23 evidence, including the opinions of the state agency's physicians, and the opinion of consulting
24 examiner A. Neil Johnson, M.D. (Administrative Transcript 477-78, 498-99), followed by further

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1 consideration of Plaintiff's residual functional capacity.

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5 Dated: March 15, 2005

/s/
FREDERICK J. DALEY, JR.
Attorney for Plaintiff

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8 KEVIN V. RYAN
United States Attorney

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11 Dated: March 16, 2005

By: /s/
SARA WINSLOW
Assistant United States Attorney

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13 PURSUANT TO STIPULATION, IT IS SO ORDERED that this action is reversed and remanded,
14 pursuant to sentence four of 42 U.S.C. 405(g), to the Commissioner for further proceedings.
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18 Dated: 3/17/05

/s/ Samuel Conti

SAMUEL CONTI
United States District Judge

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JANICE MARTIN,
Plaintiff,
v.
JO ANNE B. BARNHART,
Commissioner of Social Security,
Defendant.

CIVIL NO. 04-02704 SC
~~PROPOSED~~
JUDGMENT

IT IS HEREBY ADJUDGED that the agency's final decision is reversed and remanded pursuant to sentence four of 42 U.S.C. § 405(g). The Commissioner of Social Security shall assume jurisdiction to conduct further administrative proceedings as set forth in the parties' Stipulation of Remand, filed herein. This constitutes a final judgment under Fed.R.Civ.Proc. 58.

Dated: 3/17/05

/s/ Samuel Conti
SAMUEL CONTI
United States District Judge