

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

KALEB THOMAS,

Plaintiff,

v.

Case No.: 2:24-cv-689-KCD

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

ORDER

Before the Court is the Defendant's Unopposed Motion for Remand. (Doc.

16.) The Commissioner believes that remand is appropriate for the ALJ to:

further evaluate the prior administrative medical findings pursuant to 20 CFR § 416.920c; obtain supplemental vocational expert evidence to clarify the effect of the assessed limitations on the Plaintiff's occupational base; resolve any conflicts between the occupational evidence provided by the vocational expert and the information in the Dictionary of Occupational Titles and its companion publication, the Selected Characteristics of Occupations; offer the claimant the opportunity for a hearing, take any further action needed to complete the administrative record, and issue a new decision.

(*Id.* at 1.)

Under 42 U.S.C. § 405(g), the Court has the power to enter judgment, reversing and remanding a social security case for rehearing. *See Shalala v. Schaefer*, 509 U.S. 292, 296-98 (1993); *Melkonyan v. Sullivan*, 501 U.S. 89, 101-

02 (1991). The Commissioner's request for remand is appropriate, and given Plaintiff's consent, it will be granted.

Accordingly, it is now **ORDERED**:

1. Defendant's Unopposed Motion for Remand (Doc. 16) is **GRANTED**.

2. The Commissioner's decision denying benefits is **REVERSED** and this case is **REMANDED** pursuant to sentence four of 42 U.S.C. § 405(g) for further proceedings.

3. The Clerk is **DIRECTED** to enter judgment, terminate all deadlines, deny all pending motions as moot, and close the file.

ENTERED in Fort Myers, Florida on November 25, 2024.



Kyle C. Dudek
United States Magistrate Judge

Copies: All Parties of Record