

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MAINE

RANDY ADAMS, )  
 )  
 v. ) Civil No. 1:12-CV-385-NT  
 )  
 CAROLYN W. COLVIN, )  
 ACTING COMMISSIONER, SSA )

**ORDER**

Pursuant to the power of this Court to enter a judgment affirming, modifying or reversing the Commissioner’s decision with remand in Social Security actions under sentence four of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g), and in light of the government’s request to remand this action for further administrative proceedings.

IT IS HEREBY ORDERED that, upon the remand of this case by the Court, the Appeals Council will direct the Administrative Law Judge (“ALJ”) to conduct a *de novo* hearing and re-determine plaintiff’s residual functional capacity (“RFC”). In so doing, the ALJ will explain how plaintiff’s moderate limitations in concentration, persistence or pace are accounted for in the ALJ’s RFC. If necessary, the ALJ will obtain evidence from a competent medical source assessing plaintiff’s mental impairments in accordance with SSA regulations and policies.

Therefore, this court hereby reverses the Commissioner’s decision under sentence four of 42 U.S.C. § 405(g) with a remand of the cause to the Commissioner for further proceedings. See Shalala v. Schaefer, 509 U.S. 292 (1993); Melkonyan v.

Sullivan, 501 U.S. 89 (1991). The clerk of the court will enter a separate judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure.

SO ORDERED.

Dated this 11th day of July, 2013.

/s/Nancy Torresen  
U.S. District Judge

**Plaintiff**

**RANDY ADAMS**

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V.

**Defendant**

**SOCIAL SECURITY  
ADMINISTRATION  
COMMISSIONER**

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**Interested Party**

**SOCIAL SECURITY  
ADMINISTRATION**