

UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF
ALABAMA, EASTERN DIVISION

Johnny B. v. Frank Bisignano

Johnny B. · No. 3:25-cv-473-JTA · Decided November 25, 2025

SUMMARY

The United States District Court for the Middle District of Alabama granted the Commissioner of Social Security’s unopposed motion for entry of judgment with remand. The court reversed the Commissioner’s decision and remanded the matter for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

CASE DETAILS

COURT	United States District Court for the Middle District of Alabama, Eastern Division
WRITING FOR THE COURT	Jerusha T. Adams
JURISDICTION	United States District Court for the Middle District of Alabama, Eastern Division
DECIDED	November 25, 2025
DOCKET	3:25-cv-473-JTA
DISPOSITION	reversed_and_remanded
PROCEDURAL POSTURE	Plaintiff sought judicial review of a decision of the Commissioner of Social Security. The Commissioner filed an unopposed motion for entry of judgment and remand under sentence four of 42 U.S.C. § 405(g), and the parties consented to full jurisdiction by a United States magistrate judge.
STANDARD OF REVIEW	A district court may remand under sentence four of 42 U.S.C. § 405(g) when the Commissioner’s decision is not supported by substantial evidence or when the Commissioner or administrative law judge incorrectly applied the law relevant to the disability claim.
PRECEDENTIAL VALUE	Unpublished district court memorandum opinion; limited persuasive value.

TOPICS

judicial review of agency action

administrative law

remedies

civil procedure

PRACTICE AREAS

Social Security disability

administrative law

federal civil procedure

judicial review of agency action

remedies

QUESTIONS PRESENTED

1. Whether the Commissioner's unopposed motion for entry of judgment and remand under sentence four of 42 U.S.C. § 405(g) should be granted.
2. Whether the Commissioner's decision should be reversed and the matter remanded for further administrative proceedings.

HOLDINGS

1. A sentence-four remand was appropriate because the Commissioner conceded that further administrative action was necessary and the plaintiff did not oppose the motion.
2. The Commissioner's decision was reversed and the matter was remanded to the Commissioner for further proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

KEY QUOTATIONS

“Sentence four of 42 U.S.C. § 405(g) authorizes the district court to “enter, upon the pleadings and transcript of the record, a judgment affirming, modifying, or reversing the decision of the Commissioner of Social Security, with or without remanding the cause for a rehearing.””

FACTUAL BACKGROUND

The Commissioner of Social Security had issued a decision concerning Plaintiff Johnny B.'s disability claim. The Commissioner conceded that further administrative action was appropriate, and Plaintiff did not oppose a sentence-four remand.

PROCEDURAL HISTORY

The Commissioner moved for entry of judgment reversing the administrative decision and remanding the matter for further administrative proceedings. The motion was unopposed, and the court granted it, reversed the Commissioner's decision, and remanded under sentence four of 42 U.S.C. § 405(g).

DISPOSITION

reversed_and_remanded

REMAND INSTRUCTIONS

The matter is remanded to the Commissioner of Social Security for further proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

CASES CITED

- Jackson v. Chater, 99 F.3d 1086, 1092 (11th Cir. 1996)

OPINION

Burgess

PER CURIAM.

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION

JOHNNY B.,)

) Plaintiff,)) v.) CASE NO. 3:25-cv-473-JTA) FRANK BISIGNANO, Commissioner of) Social
Security,)) Defendant.)

MEMORANDUM OPINION AND ORDER

Before the Court is Defendant's Unopposed Motion for Entry of Judgment with Remand. (Doc. No. 15.) In the motion, the Commissioner states remand is appropriate pursuant to sentence four of 42 U.S.C. § 405(g) for further consideration and administrative action. (Id.) Sentence four of 42 U.S.C. § 405(g) authorizes the district court to "enter, upon the pleadings and transcript of the record, a judgment affirming, modifying, or reversing the decision of the Commissioner of Social Security, with or without remanding the cause for a rehearing." 42 U.S.C. § 405(g). The district court may remand a case to the Commissioner for a rehearing if the court finds "either . . . the decision is not supported by substantial evidence, or . . . the Commissioner or the ALJ incorrectly applied the law relevant to the disability claim." Jackson v. Chater, 99 F.3d 1086, 1092 (11th Cir. 1996). Here, the Court finds remand necessary as the Commissioner concedes that further administrative action is in order. Moreover, Plaintiff does not oppose the motion. (Id. at 1.) Further, pursuant to 28 U.S.C. § 636(c)(1) and Rule 73 of the Federal Rules of Civil Procedure, the parties have consented to the full jurisdiction of the undersigned United States Magistrate Judge. (Doc. No. 10.) Accordingly, it is hereby ORDERED as follows:

1. The Commissioner's unopposed motion (Doc. No. 15) is GRANTED.
2. The decision of the Commissioner is hereby REVERSED.
3. This matter is hereby REMANDED to the Commissioner for further proceedings pursuant to sentence four of 42 U.S.C. § 405(g). A separate judgment will issue. DONE this 25th day of November, 2025.

JER A T. ADAMS

UNITED STATES MAGISTRATE JUDGE