

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
ARKANSAS, FAYETTEVILLE DIVISION

Angel Joy Ashby v. Frank Bisignano, Commissioner, Social Security
Administration

Civil No. 26-05033 (W.D. Ark. June 5, 2026) · No. Civil No. 26-05033 · Decided June 5, 2026

SUMMARY

The court grants the Commissioner's unopposed motion to reverse and remand an action seeking judicial review of the denial of disability insurance benefits. The case is remanded to the Commissioner for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

CASE DETAILS

COURT	United States District Court for the Western District of Arkansas, Fayetteville Division
WRITING FOR THE COURT	Christy Comstock
JURISDICTION	United States District Court for the Western District of Arkansas, Fayetteville Division
DECIDED	June 5, 2026
DOCKET	Civil No. 26-05033
DISPOSITION	reversed_and_remanded
PROCEDURAL POSTURE	Plaintiff sought judicial review under 42 U.S.C. § 405(g) of the Commissioner's denial of disability insurance benefits. The Commissioner filed an unopposed motion for reversal and sentence-four remand for further administrative proceedings.
STANDARD OF REVIEW	Judicial review under 42 U.S.C. § 405(g); the court reviewed the administrative record and determined that further evaluation of the evidence by the administrative law judge was appropriate.
PRECEDENTIAL VALUE	Unpublished district court memorandum opinion
PARTIES	Angel Joy Ashby v. Frank Bisignano, Commissioner, Social Security Administration

TOPICS

- judicial review of agency action
- agency adjudication
- administrative law
- civil procedure

PRACTICE AREAS

Social Security

administrative law

civil procedure

QUESTIONS PRESENTED

1. Whether the court should grant the Commissioner's unopposed motion for reversal and remand under sentence four of 42 U.S.C. § 405(g).
2. Whether remand was appropriate to allow the administrative law judge to further evaluate the evidence.

HOLDINGS

1. A district court may remand a Social Security case under sentence four of 42 U.S.C. § 405(g) by entering a judgment affirming, modifying, or reversing the Commissioner's decision, with or without remanding for a rehearing.
2. The case should be reversed and remanded to the Commissioner under sentence four of 42 U.S.C. § 405(g) so that the administrative law judge may further evaluate the evidence.

KEY QUOTATIONS

“The fourth sentence of the statute provides that “[t]he court shall have power 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

Ashby claimed a period of disability and disability insurance benefits under Title II of the Social Security Act. The Commissioner denied the claim. The court determined that remand was appropriate to permit the administrative law judge to further evaluate the evidence.

PROCEDURAL HISTORY

Ashby filed an action seeking review of the Commissioner's decision denying her claim for a period of disability and disability insurance benefits. After filing the Social Security transcript, the Commissioner moved without opposition for reversal and remand under sentence four of 42 U.S.C. § 405(g). The district court granted the motion and remanded for further administrative action.

DISPOSITION

reversed_and_remanded

REMAND INSTRUCTIONS

Remand to the Commissioner for further administrative action pursuant to sentence four of 42 U.S.C. § 405(g), including further evaluation of the evidence by the administrative law judge.

CASES CITED

- *Shalala v. Schaefer*, 509 U.S. 292, 296 (1993)

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