

**FILED**  
IN CLERKS OFFICE  
U.S. DISTRICT COURT ED. N.Y.  
★ OCT 21 1998 ★  
P.M. \_\_\_\_\_  
TIME A.M. \_\_\_\_\_

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

----- x  
HERMAN HEARN,

Plaintiff,

- against -

KENNETH S. APFEL,  
Commissioner of Social Security,

Defendant.  
----- x

JUDGMENT  
96-CV-5558 (DGT)

A memorandum and order of the Honorable David G. Trager, United States District Judge, having been filed on October 16, 1998, for the reasons set forth on the record on October 8, 1998, reversing the decision of the Administrative Law Judge to the extent that plaintiff is granted benefits as of January 1, 1985; and, remanding the case to the Commissioner pursuant to sentence four of 42 U.S.C. § 405(g) to determine whether an earlier onset date is warranted; it is

ORDERED and ADJUDGED that the decision of the Administrative Law Judge is reversed to the extent that plaintiff is granted benefits as of January 1, 1985; and, that the case is remanded to the Commissioner pursuant to sentence four of 42 U.S.C. § 405(g) to determine whether an earlier onset date is warranted.

Dated: Brooklyn, New York  
October 19, 1998

*Robert C. Heinemann*  
ROBERT C. HEINEMANN  
Clerk of Court

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