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FEBRUARY D.B. 2007

DUE DATE 02/15/07

1. Needs both - have reports go back to original onset for a reopening 03/25/02

2. AOD to 01/30/04 - need both
   Physical

3. Physical

4. Physical

5. Physical

6. Physical

7. Mental

8. Physical

9. Whatever Eric wants & AOD 1
   Day after unfavorable - look at file

10. Mental
    Both

11. Physical

12. Both AOD 03/28/06

13. Physical

14. Physical AOD 11/18/05

15. Physical

16. AOD 03/23/06 Physical by Thursday or Friday!!!

17. Physical

18. Physical

19. Physical
PHYSICAL
WHATEVER ERIC WANTS
MENTAL – GO BACK TO

PHYSICAL AOD 03/22/06 –
MENTAL
EITHER

PHYSICAL
PHYSICAL

EITHER

PHYSICAL
MENTAL

PHYSICAL

AOD 06-23-05 PHYSICAL

AOD 05/27/05 – NOTHING

PHYSICAL, AOD TO DATE OF
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IN FIRST CASE

MENTAL - GO BACK TO ONSET

MENTAL AOD 04/11/06
PHYSICAL
GO BACK TO

PHYSICAL
MENTAL
MENTAL
PHYSICAL

PHYSICAL

PHYSICAL AOD 12/22/05
NONE

PHYSICAL
NONE- AOD, 08-16-05
NONE

PHYSICAL, HAVE REPORTS GO
BACK TO ONSET DATE 12/01/02 FOR A REOPENING.
D.B. OCTOBER LIST

1. [REDACTED]
   MENTAL

2. FOR REOPENING
   BOTH, GO BACK TO 10/01/03

3. TO 01/01/04
   AOD 01/01/04 – BOTH, GO BACK

4. [REDACTED]
   NONE, ALREADY MENTAL

5. MENTAL
   MENTAL

6. MENTAL
   PHYSICAL

7. [REDACTED]
   NONE, AOD TO CURRENT APP

8. 08-17-05
   BOTH, REOPENING, HAVE

9. REPORTS GO BACK TO 05-31-03
   PHYSICAL, AOD 50TH

10. BIRTHDAY
    PHYSICAL

11. [REDACTED]
    ASK ERIC – MENTAL? LISTING

12. 11205 D 60-70 I.Q.
    NONE

13. [REDACTED]
    MENTAL

14. MENTAL
    MENTAL

15. MENTAL
    EITHER

16. PHYSICAL

17. 

18. 

CLF030659
ONSET DATE TO 03/08/05

ONSET DATE TO 04-05-05

ONSET DATE TO 01/27/06

IT GO BACK TO 07/20/04 FOR A REOPENING

NONE
SEPTEMBER OTR'S
THE REPORTS ARE DUE NO LATER THAN 09/18/06

1. NONE, AMEND ONSET TO

2. PHYSICAL

3. BOTH

4. NONE

5. NONE, AMEND ONSET DATE,

6. PHYSICAL

7. NONE

8. PHYSICAL

9. BOTH

10. MENTAL

11. MENTAL,

SEND WORK ACTIVITY WHEN WE SEND REPORT!

12. PHYSICAL

13. PHYSICAL

14. MENTAL

15. PHYSICAL, AMEND ONSET DATE TO 08/31/04

16. NONE

17. NONE

18. NONE

19. NONE
# 37 - Bobby Ousley, was replaced with Richard Jones - who was taken from the September schedule.

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PHYSICAL

CLF030663
20. PHYSICAL

21. PHYSICAL

22. PHYSICAL

23. PHYSICAL, AMEND ONSET TO 09/10/04

1 DAY AFTER ANDRUS DECISION

24. PHYSICAL

25. NONE

26. NONE

27. NONE

28. NONE, AMEND ONSET TO 06/08/04,

DATE OF APPLICATION.

29. NONE

30. NONE

31. NONE

32. NONE

33. NONE

34. NONE

35. PHYSICAL, REOPENING – HAVE REPORT GO BACK TO 02/13/01 – AMEND ONSET DATE TO 02/13/01-

36. NONE

37. NONE

38. PHYSICAL

39. MENTAL AMEND TO 02/08/05

40. MENTAL
41 - 49 ADDED 08/17/06 - WE NEED TO HAVE AMENDED ONSET DATES BACK TO HIM ASAP !!!

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AUGUST OTR’S - DUE BY AUGUST 9, 2006
2ND HALF DUE BY 17TH

#37 [Redacted] WAS REPLACED WITH [Redacted] WHO WAS TAKEN FROM THE SEPTEMBER SCHEDULE.

1. [Redacted] - PHYSICAL
2. [Redacted] - REOPENING – NEED A MENTAL AND
   PHYSICAL
3. [Redacted] - PHYSICAL
4. [Redacted] - EITHER AMEND ONSET DATE TO 08/22/04, 1 DAY AFTER PREVIOUS DENIAL,
   [Redacted] - PHYSICAL
5. [Redacted] - PHYSICAL
6. [Redacted] - PHYSICAL
7. [Redacted] - MENTAL, AMEND TO 11/02/04
8. [Redacted] - PHYSICAL
9. [Redacted] - PHYSICAL
10. [Redacted] - MENTAL
11. [Redacted] - PHYSICAL, AC REMAND
12. [Redacted] - PHYSICAL
13. [Redacted] - MENTAL
14. [Redacted] - NONE, needs AOD to 05/27/05
15. [Redacted] - PHYSICAL AMEND TO 08/31/04
16. [Redacted] - NONE
17. [Redacted] - PHYSICAL
18. [Redacted] - PHYSICAL, AMEND ONSET TO 05/13/04
   - ONE DAY AFTER PARIS DECISION
19. [Redacted] - PHYSICAL
20. PHYSICAL
21. PHYSICAL
22. PHYSICAL
23. PHYSICAL, AMEND ONSET TO 09/10/04
   1 DAY AFTER ANDRUS DECISION
24. PHYSICAL
25. NONE
26. NONE
27. NONE
28. NONE, AMEND ONSET TO 06/08/04,
   DATE OF APPLICATION.
29. NONE
30. NONE
31. NONE
32. NONE
33. NONE
34. NONE
35. PHYSICAL, REOPENING – HAVE
    REPORT GO BACK TO 02/13/01 – AMEND ONSET DATE TO 02/13/01~
36. NONE
37. NONE
38. PHYSICAL
39. MENTAL AMEND TO 02/08/05
40. MENTAL
41 - 49 ADDED 08/17/06 – WE NEED TO HAVE AMENDED ONSET DATES BACK TO HIM ASAP !!!

41. [Blank] NONE, AOD 08/20/04
42. [Blank] NONE, AOD 03/15/04
43. [Blank] NONE
44. [Blank] NONE
45. [Blank] NONE
46. [Blank] NONE, AOD TO 09/20/04
47. [Blank] NONE
48. [Blank] NONE, AOD 01/27/04
49. [Blank] NONE
D.B. OTR’S FOR JULY 2006
DUE BY 07/19/06

1. MENTAL – AMEND ONSET DATE TO 05/14/04
2. PHYSICAL
3. PHYSICAL - AMEND ONSET DATE TO 08/26/05
4. MENTAL – THIS IS A REOPENING, HAVE REPORT GO BACK TO 12/31/98
5. MENTAL
6. MENTAL
7. MENTAL
8. MENTAL
9. PHYSICAL
10. MENTAL
11. PHYSICAL
12. PHYSICAL – AMEND ONSET DATE TO 07/26/05 – YOU WILL NEED FOR HIM TO SIGN THE AOD LETTING HIM KNOW HE IS GETTING SSI ONLY – BECAUSE HIS DATE LAST INSURED IS UP.
13. PHYSICAL
14. MENTAL

6 MORE ADDED 07/05/06 ***************
15. PHYSICAL
16. MENTAL – AMEND ONSET TO 10/11/05
17. MENTAL
18. MENTAL
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20. [REDACTED]  NONE
D.B. OTR'S FOR JULY 2006
DUE BY 07/19/06

1. MENTAL – AMEND ONSET DATE TO 05/14/04
2. PHYSICAL
3. PHYSICAL - AMEND ONSET DATE TO 08/26/05
4. MENTAL – THIS IS A REOPENING, HAVE REPORT GO BACK TO 12/31/98
5. MENTAL
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12. PHYSICAL – AMEND ONSET DATE TO 07/26/05 – YOU WILL NEED FOR HIM TO SIGN THE AOD LETTING HIM KNOW HE IS GETTING SSI ONLY – BECAUSE HIS DATE LAST INSURED IS UP.
13. PHYSICAL
14. MENTAL

6 MORE ADDED 07/05/06 ***************

15. PHYSICAL
16. MENTAL – AMEND ONSET TO 10/11/05
17. MENTAL
18. MENTAL
19. MENTAL

20. NONE, AMEND ONSET DATE TO 10/22/04.

D.B. JULY OTR'S

1. NONE, AOD 04/04/05

2. NONE, AOD TO 01/23/04

3. NONE, AOD 08/31/04

4. NONE, AOD 05/06/04

5. NONE, AOD 10/04/04

6. NONE, AOD 08/25/04

7. NONE

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9. NONE

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12. NONE

13. NONE

14. NONE

15. NONE

16. NONE

17. NONE, AMEND ONSET DATE FOR GRID RULE – 6 MONTHS BEFORE 50th BIRTHDAY

18. NONE

19. NONE
AUGUST OTR'S - DUE BY AUGUST 9, 2006
2ND HALF DUE BY 17TH

# 37 - IN RE 曾 apparatus NO. 1 曾 apparatus NO. 2 WAS REPLACED WITH 曾 apparatus NO. 4 WHO WAS TAKEN FROM THE SEPTEMBER SCHEDULE.

1. [redacted] - PHYSICAL

2. [redacted] REOPENING - NEED A MENTAL AND GO BACK 02/07/04!!

3. [redacted] - PHYSICAL

4. [redacted] - EITHER AMEND ONSET DATE TO 08/22/04, 1 DAY AFTER PREVIOUS DENIAL,

5. [redacted] - PHYSICAL

6. [redacted] PHYSICAL

7. [redacted] MENTAL, AMEND TO 11/02/04

8. [redacted] PHYSICAL

9. [redacted] PHYSICAL

10. [redacted] MENTAL

11. [redacted] PHYSICAL, AC REMAND

12. [redacted] PHYSICAL

13. [redacted] MENTAL

14. [redacted] NONE, needs AOD to 05/27/05

15. [redacted] PHYSICAL AMEND TO 08/31/04

16. [redacted] NONE

17. [redacted] PHYSICAL

18. [redacted] PHYSICAL, AMEND ONSET TO 05/13/04 - ONE DAY AFTER PARIS DECISION

19. [redacted] PHYSICAL
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41 – 49 ADDED 08/17/06 – WE NEED TO HAVE AMENDED ONSET DATES BACK TO HIM ASAP !!!

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D.B. NOVEMBER DUE BY 11/03/06

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2. AOD TO 09/24/05 – MENTAL
3. AOD TO 07/14/06 – PHYSICAL
4. PHYSICAL
5. AOD 05/17/06 PHYSICAL
6. MENTAL
7. PHYSICAL
8. MENTAL
9. WHATEVER ERIC WANTS TO
10. DO – CHILD
    AOD 09/04/04 – THIS WILL STILL
11. REOPEN – PHYSICAL
12. MENTAL
13. PHYSICAL
14. AOD 03/31/06 - MENTAL
15. PHYSICAL
16. BOTH
17. AOD 03-05-04 PHYSICAL
18. AOD 03/28/06 – MENTAL
19. CHILD – DO WHATEVER ERIC WANTS TO
20. MENTAL
AOD 09-07-06 - PHYSICAL

PHYSICAL

AOD 09/02/04 - EITHER

PHYSICAL

MENTAL AOD 04/28/06

PHYSICAL

PHYSICAL-REOPENING - HAVE REPORT GO BACK TO 01-15-04 - ORIGINAL ONSET - PLEASE CHECK FILE FOR ONSET AND ALSO MAKE SURE THAT THIS WAS A DISMISSAL

PHYSICAL

PHYSICAL

PHYSICAL AOD 02-16-06

PHYSICAL AOD 09-08-04

PHYSICAL

MENTAL AOD 04/06/06

PHYSICAL

PHYSICAL

PHYSICAL

PHYSICAL AOD 08/01/04

PHYSICAL

PHYSICAL - 12/01/03 HAVE REPORT GO BACK TO ONSET DATE - CHECK FILE FOR CORRECT ONSET.

MENTAL
AOD 03-11-06 – DATE OF NEW APP

PHYSICAL

PHYSICAL

MENTAL

PHYSICAL

MENTAL

NONE, AOD 06/14/05
D.B. MAY 2007 – NO MORE MEDICALS!!!!

DUE MAY 1, 2007

PHYSICAL

SPECIAL AOD FORM BECAUSE SHE WILL LOSE HER SSD

MENTAL

PHYSICAL
44. MENTAL
45. MENTAL AOD 09-26-06
46. BOTH
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19. BE CAREFUL WE HAVE 2 MENTAL AOD 03/03/05
20. MENTAL
21. MENTAL, AOD 07/20/06 – DISMISS THE DAC CLAIM - DO SPECIAL AMENDED ONSET DATE FORM – I WILL HELP

22. PHYSICAL
23. PHYSICAL
24. PHYSICAL
25. PHYSICAL
26. PHYSICAL
27. PHYSICAL, AOD 12/27/06
28. PHYSICAL, AOD 05/27/05
29. PHYSICAL, AOD 10/16/03
30. PHYSICAL, AOD 07/26/05
31. DO WHATEVER ERIC WANTS
32. MENTAL
33. PHYSICAL
34. MENTAL
35. PHYSICAL
36. PHYSICAL
37. PHYSICAL
38. BOTH – TAKEN OFF THE LIST BECAUSE HE HAS DECIDED TO STAY WITH [REDACTED]. WE PROBABLY NEED TO FILE A FEE PETITION. I WILL SEND [REDACTED] A NOTE ON THIS.
MENTAL

PHYSICAL

MENTAL, GO BACK 11/15/04

MENTAL, AOD APP DATE

PHYSICAL

PHYSICAL

BOTH, AOD 01/29/05

BOTH
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WANTS TO SEND HER TO

PHYSICAL
BOTH
PHYSICAL
PHYSICAL AOD 01/20/07
ASK WHATEVER ERIC

PHYSICAL
PHYSICAL
PHYSICAL
PHYSICAL
PHYSICAL
PHYSICAL, AOD 03/28/07
PHYSICAL
PHYSICAL
PHYSICAL
PHYSICAL, AOD 06/15/06
PHYSICAL, AOD 07/09/04
PHYSICAL
BOTH
PHYSICAL
BOTH, AOD 07/14/06
PHYSICAL
BOTH, AOD 05/12/05
BOTH
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D.B. DUE OCTOBER 1, 2007

1. PHYSICAL, AOD 02/04/05
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5. PHYSICAL
6. WHATEVER ERIC WANTS
7. WHATEVER ERIC WANTS
8. EITHER
9. PHYSICAL, AOD 07/25/04 – SHE MUST SIGN THE SPECIAL AOD FORM STATING THAT SHE REALIZES THAT SHE WILL NOT RECEIVE SSD
10. PHYSICAL, AOD 11/22/06
11. PHYSICAL
12. REOPENING – GET PHYSICAL
13. SEND PROOF THAT SHE NO LOGER HAS RESOURCE
14. PHYSICAL
15. EITHER
16. PHYSICAL
17. EITHER, AOD 10/23/06
18. PHYSICAL
19. PHYSICAL
1. EITHER
   PHYSICAL, AOD 10/25/06

2. PHYSICAL

3. PHYSICAL

4. PHYSICAL

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7. PHYSICAL, AOD 08-11-07

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11. PHYSICAL, AOD 02/15/07

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17. PHYSICAL, AOD 06/25/07

18. PHYSICAL

19. PHYSICAL

20. PHYSICAL

21. PHYSICAL, AOD 50TH BIRTHDAY
21. PHYSICAL
22. PHYSICAL, AOD 12/12/06
23. MENTAL, REOPENING GO
BACK 07/15/05
24. PHYSICAL
25. MENTAL, AOD 08-28-07
26. PHYSICAL, AOD 06/30/07
27. PHYSICAL
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30. PHYSICAL
31. PHYSICAL, REOPEN HAVE
REPORT GO BACK TO 12/27/06
MENTAL

PHYSICAL, AOD 03/29/07

PHYSICAL

PHYSICAL

PHYSICAL

PHYSICAL

PHYSICAL

PHYSICAL

PHYSICAL GO BACK TO 09/19/05 AND AMEND ONSET DATE TO 09/15/05

PHYSICAL, AOD 04/27/07

PHYSICAL

MENTAL

PHYSICAL, AOD 10/22/07

MENTAL, AOD 06/17/07

PHYSICAL

PHYSICAL

PHYSICAL

PHYSICAL, AOD 03/30/06

PHYSICAL

MENTAL

AOD 03/22/06 WHATEVER ERIC

WANTS

NOTHING
CHILD, WHATEVER ERIC

PHYSICAL

PHYSICAL, HAVE

REPORT GO BACK TO ONSET DATE – SAME AS THIS DATE (KNOWS THE LANGUAGE TO USE) 05/15/02 – CHECK ONSET

PHYSICAL

CHILD, WHATEVER ERIC

ADDENDUM TO HAVE GO BACK TO 02/15/04!! – PAPER FILE, NO BARCODE NEEDED

MORE MENTAL OR PHYSICAL

EITHER, CHECK FILE FOR

MENTAL

PHYSICAL

PHYSICAL, HAVE

MENTAL

MENTAL
FOR REOPENING

PHYSICAL, AOD 01/09/07

PHYSICAL

PHYSICAL GO BACK 12/15/06

MENTAL

PHYSICAL

PHYSICAL

PHYSICAL

MENTAL 04/18/07

PHYSICAL

MENTAL

MENTAL

PHYSICAL

PHYSICAL

PHYSICAL, HAVE REPORT GO BACK TO 1998.
|   |   |   |   |   |   | PHYSICAL |   | PHYSICAL, AOD 01/13/07 |   | PHYSICAL |   | PHYSICAL |   | PHYSICAL |   | PHYSICAL, AOD 12/16/06 |   | PHYSICAL |   | MENTAL |   | EITHER – CHECK FILE |   | PHYSICAL |   | MENTAL |   | PHYSICAL |   | PHYSICAL |   | PHYSICAL |   | MENTAL |   | PHYSICAL |   | MENTAL |   |
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27. WHATEVER ERIC WANTS TO
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D.B. JUNE 2008

DUE

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19. PHYSICAL
20. MENTAL
July D.B. LIST

DUE JULY 15, 2008

1. PHYSICAL – I THINK WE ALREADY HAVE MENTAL – WILL BE OK

PHYSICAL

PHYSICAL

MENTAL, AOD 05/04/05

MENTAL, AOD 09/29/07

PHYSICAL, AOD 06/22/06

PHYSICAL

PHYSICAL

PHYSICAL

PHYSICAL

PHYSICAL

MENTAL, AOD 09/18/07

PHYSICAL

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PHYSICAL

PHYSICAL

PHYSICAL

MENTAL
MENTAL
PHYSICAL
PHYSICAL
PHYSICAL, AOD 10/08/03
PHYSICAL, AOD 10/25/07
PHYSICAL, AOD 06/07/06
PHYSICAL, AOD 11/01/07
PHYSICAL, AOD 01/03/07
PHYSICAL, AOD 10/29/07
PHYSICAL
MENTAL, AOD 04/12/07
PHYSICAL
MENTAL, AOD 09/19/06
PHYSICAL, AOD 03/10/06
PHYSICAL, AOD 03/22/07
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PHYSICAL, AOD 06/29/07
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Physical

D.B. OCTOBER LIST

1. MENTAL
2. BOTH, GO BACK TO 10/01/03
3. AOD 01/01/04 – BOTH, GO BACK
4. NONE, ALREADY MENTAL
5. MENTAL
6. MENTAL
7. PHYSICAL
8. NONE, AOD TO CURRENT APP
9. BOTH, REOPENING, HAVE
10. PHYSICAL, AOD 50TH
11. PHYSICAL
12. ASK ERIC – MENTAL? LISTING
13. NONE
14. MENTAL
15. MENTAL
16. MENTAL
17. EITHER
18. PHYSICAL
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<tr>
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</table>
D.B. OTR'S FOR JULY 2006
DUE BY: 07/19/06

1. MENTAL – AMEND ONSET DATE TO 05/14/04

2. PHYSICAL

3. PHYSICAL - AMEND ONSET DATE TO 08/26/05

4. MENTAL – THIS IS A REOPENING, HAVE REPORT GO BACK TO 12/31/98

5. MENTAL

6. MENTAL

7. MENTAL

8. MENTAL

9. PHYSICAL

10. MENTAL

11. PHYSICAL

12. PHYSICAL – AMEND ONSET DATE TO 07/26/05 – YOU WILL NEED FOR HIM TO SIGN THE AOD LETTING HIM KNOW HE IS GETTING SSI ONLY – BECAUSE HIS DATE LAST INSURED IS UP.

13. PHYSICAL

14. MENTAL

6 MORE ADDED 07/05/06 ***************

15. PHYSICAL

16. MENTAL – AMEND ONSET TO 10/11/05

17. MENTAL

18. MENTAL
MENTAL

D.B. JULY OTR'S

1. NONE, AOD 04/04/05
2. NONE, AOD TO 01/23/04
3. NONE, AOD 08/31/04
4. NONE, AOD 05/06/04
5. NONE, AOD 10/04/04
6. NONE, AOD 08/25/04
7. NONE
8. NONE
9. NONE
10. NONE
11. NONE
12. NONE
13. NONE
14. NONE
15. NONE
16. NONE
17. NONE, AMEND ONSET DATE FOR GRID RULE – 6 MONTHS BEFORE 50TH BIRTHDAY
18. NONE
19. NONE
AUGUST OTR'S - DUE BY AUGUST 9, 2006
2ND HALF DUE BY 17TH

#37 [REDACTED] WAS REPLACED WITH [REDACTED] WHO WAS TAKEN FROM THE SEPTEMBER SCHEDULE.

1. [REDACTED] - PHYSICAL
2. [REDACTED] - REOPENING – NEED A MENTAL AND GO BACK 02/07/04!!
3. [REDACTED] - PHYSICAL
4. [REDACTED] - EITHER AMEND ONSET DATE TO 08/22/04, 1 DAY AFTER PREVIOUS DENIAL,
5. [REDACTED] - PHYSICAL
6. PHYSICAL
7. MENTAL, AMEND TO 11/02/04
8. PHYSICAL
9. PHYSICAL
10. MENTAL
11. PHYSICAL, AC REMAND
12. PHYSICAL
13. MENTAL
14. NONE, needs AOD to 05/27/05
15. PHYSICAL AMEND TO 08/31/04
16. NONE
17. PHYSICAL
18. PHYSICAL, AMEND ONSET TO 05/13/04 – ONE DAY AFTER PARIS DECISION
19. [REDACTED] - PHYSICAL
20. PHYSICAL

21. PHYSICAL

22. PHYSICAL

23. PHYSICAL, AMEND ONSET TO 09/10/04
   1 DAY AFTER ANDRUS DECISION

24. PHYSICAL

25. NONE

26. NONE

27. NONE

28. NONE, AMEND ONSET TO 06/08/04,
   DATE OF APPLICATION.

29. NONE

30. NONE

31. NONE

32. NONE

33. NONE

34. NONE

35. PHYSICAL, REOPENING – HAVE
    REPORT GO BACK TO 02/13/01 – AMEND ONSET DATE TO 02/13/01–

36. NONE

37. NONE

38. PHYSICAL

39. MENTAL AMEND TO 02/08/05

40. MENTAL
41 - 49 ADDED 08/17/06 - WE NEED TO HAVE AMENDED ONSET DATES BACK TO HIM ASAP !!!

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<tr>
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<td>PHYSICAL</td>
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SEPTEMBER OTR'S
THE REPORTS ARE DUE NO LATER THAN 09/18/06

1. NONE, AMEND ONSET TO 03/31/05

2. PHYSICAL

3. BOTH

4. NONE

5. NONE, AMEND ONSET DATE, 09-14-05

6. PHYSICAL

7. NONE

8. PHYSICAL

9. BOTH

10. MENTAL

11. MENTAL

SEND WORK ACTIVITY WHEN WE SEND REPORT!

12. PHYSICAL

13. PHYSICAL

14. MENTAL

15. PHYSICAL, AMEND ONSET DATE TO 08/31/04

16. NONE

17. NONE

18. NONE

19. NONE
1. PHYSICAL
2. PHYSICAL, AOD 01/13/07
3. PHYSICAL
4. PHYSICAL
5. PHYSICAL
6. PHYSICAL
7. PHYSICAL, AOD 12/16/06
8. PHYSICAL
9. MENTAL
10. EITHER – CHECK FILE
11. PHYSICAL
12. MENTAL
13. PHYSICAL
14. PHYSICAL
15. PHYSICAL
16. PHYSICAL
17. MENTAL
18. PHYSICAL
19. PHYSICAL
20. MENTAL
DO - CHECK FILE

PHYSICAL  AOD 07-16-05
PHYSICAL
PHYSICAL
PHYSICAL
PHYSICAL
WHATEVER ERIC WANTS TO
MENTAL, AOD, 06/27/07
MENTAL, AOD 12/10/07
PHYSICAL
PHYSICAL
MENTAL
PHYSICAL
MENTAL
MENTAL, AOD 05/31/07
PHYSICAL
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PHYSICAL
PHYSICAL
MENTAL

PHYSICAL

NONE
July D.B. List

DUE JULY 15, 2008

1. ALREADY HAVE MENTAL – WILL BE OK
   PHYSICAL – I THINK WE

2. PHYSICAL

3. PHYSICAL

4. PHYSICAL

5. MENTAL, AOD 05/04/05

6. MENTAL, AOD 09/29/07

7. PHYSICAL, AOD 06/22/06

8. PHYSICAL

9. PHYSICAL

10. PHYSICAL

11. PHYSICAL, AOD 09/18/07

12. PHYSICAL

13. PHYSICAL

14. PHYSICAL

15. PHYSICAL

16. MENTAL

17. PHYSICAL

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D.B. AUGUST 2008

PHYSICAL – I THINK WE HAVE

PHYSICAL

PHYSICAL

PHYSICAL, AOD 12/01/06

PHYSICAL

PHYSICAL, AOD 10/19/07

PHYSICAL

PHYSICAL

PHYSICAL

PHYSICAL

PHYSICAL, AOD 12/11/07

PHYSICAL

PHYSICAL

PHYSICAL, AOD 02/08/07

PHYSICAL

PHYSICAL

PHYSICAL

MENTAL, AOD 02/26/08

PHYSICAL, AOD 02/19/08

PHYSICAL

PHYSICAL

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PHYSICAL

PHYSICAL
PHYSICAL, AOD 06/07/03

PHYSICAL

MENTAL

PHYSICAL
REOPEN-REPORT TO GO BACK TO 09/06/02.

PHYSICAL

PHYSICAL

PHYSICAL, AOD 05/07/08
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23. PHYSICAL
24. PHYSICAL OR MENTAL
25. PHYSICAL, AOD 11/30/07
26. PHYSICAL, AOD 02/20/08
27. PHYSICAL
28. PHYSICAL, AOD 04/24/07
29. PHYSICAL
30. PHYSICAL, AOD 10/11/06
31. PHYSICAL
32. PHYSICAL

*** Redacted Report Dr. Must Say Conditions Existed As Far Back As August 2002. Paper File Must Be Emailed To Db.

*** Redacted Report Must Be Emailed To Db Paper File
DECEMBER 2008 D.B.

1. MENTAL, AOD 10/31/07

2. PHYSICAL

3. PHYSICAL

4. PHYSICAL

5. PHYSICAL, AOD, 07/13/07

6. PHYSICAL, AOD 02/07/08

7. PHYSICAL

8. PHYSICAL

9. PHYSICAL

10. PHYSICAL

11. PHYSICAL

12. PHYSICAL, AOD 08/28/07

13. MENTAL

14. PHYSICAL

15. PHYSICAL

16. PHYSICAL, AOD 09/26/03

17. PHYSICAL
MENTAL, AOD 10/31/07

PHYSICAL

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PHYSICAL, AOD, 07/13/07

PHYSICAL, AOD 02/07/08

PHYSICAL

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PHYSICAL

PHYSICAL, AOD 08/28/07

MENTAL

PHYSICAL

PHYSICAL

PHYSICAL, AOD 09/26/03

PHYSICAL

PHYSICAL

PHYSICAL, AOD 03/15/06

PHYSICAL, AOD 07/19/05
DECEMBER 2008 D.B.

1. PHYSICAL
2. MENTAL, AOD 10/31/07
3. PHYSICAL
4. PHYSICAL
5. PHYSICAL, AOD, 07/13/07
6. PHYSICAL, AOD 02/07/08
7. PHYSICAL
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9. PHYSICAL
10. PHYSICAL
11. PHYSICAL
12. PHYSICAL, AOD 08/28/07
13. MENTAL
14. PHYSICAL
15. PHYSICAL
16. PHYSICAL, AOD 09/26/03
17. PHYSICAL
18. PHYSICAL
19. PHYSICAL, AOD 03/15/06
20. PHYSICAL, AOD 07/19/05
21. PHYSICAL
22. MENTAL, AOD 07/08/08
JANUARY 2009

1. PHYSICAL, AOD 11/02/07
2. MENTAL, AOD 05/09/08
3. MENTAL
4. PHYSICAL
5. PHYSICAL
6. MENTAL
7. MENTAL
8. MENTAL, AOD 01/05/07
9. PHYSICAL, AOD 05/10/06
10. MENTAL, AOD 08/22/08
11. PHYSICAL
12. PHYSICAL
13. PHYSICAL
14. PHYSICAL, AOD 06/24/08
15. PHYSICAL, AOD 09/28/07 SIGN

SPECIAL AMENDED ONSET SO THAT SHE WILL loose HER SSD – CHECK WITH SSA because DB THINKS THIS CLAIM WAS ONLY SSI
JUNE 2009

1. REPORT GO BACK TO 07/31/02
   MENTAL, REOPEN, HAVE

2. PHYSICAL, AOD 08/23/07

3. MENTAL, AOD 01/20/09

4. PHYSICAL

5. PHYSICAL

6. PHYSICAL

7. PHYSICAL, HAVE REPORT GO BACK TO 07/07/06 FOR REOPENING.

8. PHYSICAL

9. PHYSICAL

10. PHYSICAL

11. PHYSICAL, AOD 01/19/08

12. PHYSICAL

13. MENTAL

14. MENTAL, SSD/SSI AOD (SPECIAL AOD) LOSING SSD 01/22/09

15. PHYSICAL

16. MENTAL

17. MENTAL, AOD 06/17/08

18. PHYSICAL

19. PHYSICAL

20. PHYSICAL

21. PHYSICAL

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<td><strong>DO CHILD RFC!!!</strong></td>
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MENTAL

PHYSICAL, AOD 11/09/06

MENTAL

PHYSICAL

PHYSICAL

WHATEVER ERIC WANTS!!!!!!!

PHYSICAL, AOD 08/15/07

PHYSICAL
MAY 2009

1. PHYSICAL
2. PHYSICAL
3. PHYSICAL
4. MENTAL, AOD 08/26/08
5. PHYSICAL
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7. MENTAL
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11. MENTAL
12. MENTAL
13. PHYSICAL
14. MENTAL
15. PHYSICAL
16. PHYSICAL
17. PHYSICAL
18. PHYSICAL
19. BIRTHDAY
20. PHYSICAL
21. PHYSICAL
22. MENTAL, AOD 11/26/08

CLF030755
April 2009-03-18
D.B.

1. PHYSICAL
2. PHYSICAL
3. PHYSICAL
4. PHYSICAL
5. PHYSICAL
6. PHYSICAL
7. PHYSICAL
8. PHYSICAL
9. PHYSICAL – REOPEN!! HAVE REPORT GO BACK TO 03/01/06!!!
10. PHYSICAL
11. PHYSICAL
12. PHYSICAL
13. PHYSICAL
14. PHYSICAL
15. PHYSICAL
16. PHYSICAL
17. PHYSICAL
18. PHYSICAL
19. PHYSICAL
WANTS AOD 06/21/07
20. PHYSICAL, AOD 12/27/07
21. PHYSICAL
22. PHYSICAL
   MOST CURRENT APP DATE
   AOD TO DATE OF
23. PHYSICAL
24. PHYSICAL
25. PHYSICAL
26. PHYSICAL
   AOD 03/07/07
27. MENTAL
28. PHYSICAL
29. CHILD CASE – DO MENTAL
30. PHYSICAL
JUNE 2009

1. REPORT GO BACK TO 07/31/02

MENTAL, REOPEN, HAVE

PHYSICAL, AOD 08/23/07

MENTAL, AOD 01/20/09

PHYSICAL

PHYSICAL

PHYSICAL

PHYSICAL, HAVE REPORT GO BACK TO 07/07/06 FOR REOPENING.

PHYSICAL

PHYSICAL

PHYSICAL

PHYSICAL, AOD 01/19/08

PHYSICAL

MENTAL

MENTAL, SSD/SSI AOD (SPECIAL AOD) LOSING SSD 01/22/09

PHYSICAL

MENTAL

MENTAL, AOD 06/17/08

PHYSICAL

PHYSICAL

PHYSICAL

PHYSICAL

MENTAL
PHYSICAL, AOD 11/09/06
MENTAL
PHYSICAL
PHYSICAL
PHYSICAL
WHATEVER ERIC WANTS!!!!!!!

PHYSICAL, AOD 08/15/07
PHYSICAL
PHYSICAL
PHYSICAL
MENTAL, GO BACK TO
MENTAL, AOD 02/17/07
PHYSICAL, AOD 07/06/07
PHYSICAL
CHILD'S CASE MENTAL
PHYSICAL
PHYSICAL
MENTAL, AOD 12/05/06
PHYSICAL
PHYSICAL, AOD 06/29/07 – DO

PHYSICAL, AOD 11/16/07
PHYSICAL, AOD 10/05/07
BOTH?? ASK Eric
Mental Child
Mental AOD 04/29/08
Physical
Physical
Physical
Physical
Physical
Physical
Physical
Physical
Physical
Physical
Physical
Physical
Physical
Physical
Physical
Physical
Physical
Physical
Physical
Mental
Physical
FOR REOPENING

PHYSICAL, AOD 01/09/07
PHYSICAL
PHYSICAL GO BACK 12/15/06
MENTAL
PHYSICAL
PHYSICAL
PHYSICAL
MENTAL 04/18/07
PHYSICAL
MENTAL
MENTAL
PHYSICAL
PHYSICAL
PHYSICAL, HAVE REPORT GO

BACK TO 1998.
D.B. JUNE 2008

DUE

1. PHYSICAL
2. PHYSICAL, AOD 01/13/07
3. PHYSICAL
4. PHYSICAL
5. PHYSICAL
6. PHYSICAL
7. PHYSICAL, AOD 12/16/06
8. PHYSICAL
9. MENTAL
10. EITHER – CHECK FILE
11. PHYSICAL
12. MENTAL
13. PHYSICAL
14. PHYSICAL
15. PHYSICAL
16. PHYSICAL
17. MENTAL
18. PHYSICAL
19. PHYSICAL
20. MENTAL
D.B. APRIL 2008
DUE 04/15/08

1. MENTAL
2. PHYSICAL, AOD 03/29/07
3. PHYSICAL
4. PHYSICAL
5. PHYSICAL
6. PHYSICAL
7. PHYSICAL
8. PHYSICAL GO BACK TO 09/19/05 AND AMEND ONSET DATE TO 09/15/05
9. PHYSICAL, AOD 04/27/07
10. PHYSICAL
11. MENTAL
12. PHYSICAL, AOD 10/22/07
13. MENTAL, AOD 06/17/07
14. PHYSICAL
15. PHYSICAL
16. PHYSICAL, AOD 03/30/06
17. PHYSICAL
18. MENTAL
19. WANTS AOD 03/22/06 WHATEVER ERIC
20. NOTHING
21. PHYSICAL
22. PHYSICAL, AOD 12/12/06
23. MENTAL, REOPENING GO
24. PHYSICAL
25. MENTAL, AOD 08-28-07
26. PHYSICAL, AOD 06/30/07
27. PHYSICAL
28. PHYSICAL
29. PHYSICAL
30. PHYSICAL
31. PHYSICAL, REOPEN HAVE

REPORT GO BACK TO 12/27/06
22. PHYSICAL, AOD 01/09/07
23. PHYSICAL
24. PHYSICAL GO BACK 12/15/06
FOR REOPENING
25. MENTAL
26. PHYSICAL
27. PHYSICAL
28. PHYSICAL
29. 
JULY 2007 LIST
DUE JULY 6, 2007

1. PHYSICAL
2. BOTH
3. MENTAL, AOD 08/28/06
4. MENTAL, AOD 09/29/06
5. BOTH, AOD 04/19/06
6. PHYSICAL
7. PHYSICAL
8. PHYSICAL
9. MENTAL
10. BOTH
11. PHYSICAL
12. PHYSICAL
13. PHYSICAL
14. PHYSICAL
15. MENTAL, AOD 05/23/06
16. PHYSICAL, AOD 05/06/06
17. PHYSICAL GO BACKTO 01/15/03
18. PHYSICAL
19. PHYSICAL, AOD 04/24/04
20. PHYSICAL
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<td>PHYSICAL, AOD 10/31/06</td>
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<td>MENTAL, AOD 11/30/06</td>
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<td>12.</td>
<td></td>
<td>MENTAL, AOD 02/28/06</td>
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<tr>
<td>13.</td>
<td>FROM DAYTIMER!!!! - FIX</td>
<td>PHYSICAL - FILE ERASED</td>
</tr>
<tr>
<td>14.</td>
<td></td>
<td>PHYSICAL, AOD 10/25/06 - TAKEN OFF THE LIST BECAUSE HE STILL HAS AN APPEALS COUNCIL CLAIM PENDING</td>
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<td>PHYSICAL, AOD 09/29/06</td>
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<td>PHYSICAL AOD 05/22/06</td>
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<td>18.</td>
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<td>PHYSICAL AOD 12/12/06 - TAKEN OFF THE LIST BECAUSE SHE STILL HAS APPEALS COUNCIL CLAIM PENDING</td>
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<td>19</td>
<td>MENTAL AOD 03/03/05</td>
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<td>20</td>
<td>MENTAL</td>
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<td>21</td>
<td>MENTAL, AOD 07/20/06</td>
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<td>DISMISS THE DAC CLAIM - DO SPECIAL AMENDED ONSET DATE FORM - I WILL HELP</td>
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<td>PHYSICAL</td>
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<td>PHYSICAL, AOD 07/26/05</td>
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<td>31</td>
<td>DO WHATEVER ERIC WANTS</td>
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<td>32</td>
<td>MENTAL</td>
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<td>33</td>
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<td>37</td>
<td>PHYSICAL</td>
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<tr>
<td>38</td>
<td>BOTH - TAKEN OFF THE LIST</td>
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<tr>
<td></td>
<td>BECAUSE HE HAS DECIDED TO STAY WITH US. WE PROBABLY NEED TO FILE A FEE PETITION. I WILL SEND YOU A NOTE ON THIS.</td>
<td></td>
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</tbody>
</table>
MENTAL

PHYSICAL

MENTAL, GO BACK 11/15/04

MENTAL, AOD APP DATE

PHYSICAL

PHYSICAL

BOTH, AOD 01/29/05

BOTH
1. PHYSICAL, AOD 09/29/06
2. MENTAL
3. PHYSICAL
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5. MENTAL
6. MENTAL
7. PHYSICAL, AOD 08/03/06
8. MENTAL
9. PHYSICAL
10. MENTAL
11. PHYSICAL, AOD 11/06/06
12. BOTH
13. PHYSICAL
14. PHYSICAL
15. PHYSICAL
16. PHYSICAL AOD 01/06/05
17. PHYSICAL
18. PHYSICAL, AOD 11/30/06
19. PHYSICAL
20. PHYSICAL
21. PHYSICAL
WANTS TO SEND HER TO

PHYSICAL
BOTH
PHYSICAL
PHYSICAL AOD 01/20/07
ASK WHATEVER ERIC
PHYSICAL
PHYSICAL
PHYSICAL
PHYSICAL
PHYSICAL
PHYSICAL, AOD 03/28/07
PHYSICAL
PHYSICAL
PHYSICAL
PHYSICAL, AOD 06/15/06
PHYSICAL, AOD 07/09/04
PHYSICAL
BOTH
PHYSICAL
BOTH, AOD 07/14/06
PHYSICAL
BOTH, AOD 05/12/05
BOTH
PHYSICAL
45. PHYSICAL
46. PHYSICAL
47. PHYSICAL
48. PHYSICAL, AOD 03/25/06
49. PHYSICAL, AOD 01/20/06
50. MENTAL
51. PHYSICAL
52. PHYSICAL
D.B. DUE OCTOBER 1, 2007

D.B. OCTOBER 2007

1. PHYSICAL, AOD 02/04/05
2. PHYSICAL
3. PHYSICAL
4. PHYSICAL, AOD 08/11/06
5. PHYSICAL
6. WHATEVER ERIC WANTS
7. WHATEVER ERIC WANTS
8. EITHER
9. PHYSICAL, AOD 07/25/04 – SHE MUST SIGN THE SPECIAL AOD FORM STATING THAT SHE REALIZES THAT SHE WILL NOT RECEIVE SSD
10. PHYSICAL, AOD 11/22/06
11. PHYSICAL
12. REOPENING – GET PHYSICAL
13. SEND PROOF THAT SHE NO LOGER HAS RESOURCE
14. PHYSICAL
15. EITHER
16. PHYSICAL
17. EITHER, AOD 10/23/06
18. PHYSICAL
19. PHYSICAL
D.B. NOVEMBER 2007
DUE 11/15/07

PHYSICAL – THIS WILL BE JUDGE
QUINLIVAN'S CASE – TAKE OFF

1.  

2.  

3.  

4.  

5. CASE!!!!!! – WILL DO!!! DO EITHER AND HAVE REPORT REOPEN – HAVE REPORT GO BACK TO 09-22-04

6.  

7.  

8.  

9.  

10.  

11.  

12.  

13. DO ON THIS

14.  

15.  

16.  

17. DO ON THIS

18.  

PHYSICAL, AOD 08/25/06
PHYSICAL, AOD 10/25/06
PHYSICAL
MENTAL, AOD 03/31/07
MUST DISMISS FEDERAL
PHYSICAL
PHYSICAL
PHYSICAL
PHYSICAL
PHYSICAL, AOD 05/20/06
PHYSICAL
PHYSICAL
EITHER, AOD 08/24/05
WHATEVER ERIC WANTS TO

PHYSICAL
PHYSICAL
PHYSICAL
WHATEVER ERIC WANTS TO

PHYSICAL
GO BACK TO 07/31/04

REGARDING TECH RFH – SHOWING THAT HE SOLD VEHICLE

01/12/07

the office this week. She is not a client yet

PHYSICAL
D.B. – DECEMBER 2007
DUE DECEMBER 14, 2007

1. TAKE REPORT BACK TO 09-18-01

PHYSICAL - REOPENING

MENTAL

PHYSICAL

PHYSICAL

PHYSICAL AOD 04/27/05

EITHER AOD, 09/14/05

EITHER

MENTAL, AOD 04/04/2007

PHYSICAL

MENTAL

PHYSICAL

MENTAL, AOD 03/09/07

PHYSICAL

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<th>Page</th>
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<tr>
<td>22</td>
<td>EITHER, AOD 12/12/06</td>
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<td>23</td>
<td>PHYSICAL</td>
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<td>EITHER, AOD 11/24/06</td>
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<td>PHYSICAL, AOD 12/05/04</td>
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<td>MENTAL</td>
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<td>WHATEVER ERIC</td>
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<td>PHYSICAL, AOD 08/16/06</td>
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<td>PHYSICAL, AOD 04/26/06</td>
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30. PHYSICAL
31. WHATEVER ERIC WANTS
32. PHYSICAL
33. PHYSICAL
34. PHYSICAL, REOPENING,
   HAVE REPORT GO BACK TO 08-15-03
35. EITHER - CHECK FILE
36. PHYSICAL
37. PHYSICAL
38. PHYSICAL
39. PHYSICAL
40. PHYSICAL, AOD 03-22-07

CLF030793
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<td>PHYSICAL, AOD 05/04/06</td>
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<td>MENTAL, AOD 01/05/07</td>
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<td>20.</td>
<td>CHILD, WHATEVER ERIC</td>
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</tbody>
</table>
21. CHILD, WHATEVER ERIC
WANTS – SHE HAS VISION PROBLEMS!!!

22. PHYSICAL

23. PHYSICAL, HAVE
REPORT GO BACK TO ONSET DATE – SAME AS THIS DATE KNOWS
THE LANGUAGE TO USE) 05/15/02 – CHECK ONSET

24. PHYSICAL, AOD 06/01/06

25. PHYSICAL

26. CHILD, WHATEVER ERIC
WANTS

27. PHYSICAL, DO
ADDENDUM TO HAVE GO BACK TO 02/15/04!!! – PAPER FILE, NO BARCODE
NEEDED

28. EITHER, CHECK FILE FOR
MORE MENTAL OR PHYSICAL

29. MENTAL

30. PHYSICAL

31. PHYSICAL, HAVE
REPORT GO BACK TO 05/21/04

32. MENTAL

33. MENTAL
D.B.  MARCH 2008
DUE ON 03/15/08

1. PHYSICAL
2. PHYSICAL
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4. PHYSICAL, AOD 09/01/05
5. MENTAL, AOD 07/27/07
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16. REOPENING!! – MENTAL
- HAVE REPORT GO BACK TO 08/20/05 – OSENT DATE. CHECK FILE

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PHYSICAL, AOD 11/17/06
22. PHYSICAL, AOD 12/12/06
23. MENTAL, REOPENING GO
BACK 07/15/05
24. PHYSICAL
25. MENTAL, AOD 08-28-07
26. PHYSICAL, AOD 06/30/07
27. PHYSICAL
28. PHYSICAL
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FEBRUARY DB

PHYSICAL AOD 11/02/07 - Possible cyclic period - using

PHYSICAL

PHYSICAL AOD 03/25/08

PHYSICAL AOD 06/16/08

PHYSICAL

PHYSICAL

PHYSICAL

PHYSICAL AOD 11/15/08

PHYSICAL

MENTAL

MENTAL

PHYSICAL

PHYSICAL

PHYSICAL AOD 10/18/07

PHYSICAL

MENTAL

MENTAL

PHYSICAL

MENTAL AOD 05/13/09
NOTHING

NOTHING

MENTAL CHILD AOD 12/01/08

PHYSICAL

NOTHING

PHYSICAL
As I discussed with you yesterday, I have a court remand on a case (*********) which was decided by me on June 27, 2003 and in an earlier decision by Judge Paris on June 28, 2002. Claimant alleged the same onset date in both filings (September 12, 2000). Thereafter, Daugherty takes the record off the master docket and issues a fully favorable decision on April 11, 2004, with the original onset date of September 12, 2000. He completely ignored both Judge Paris' decision and mine, making no reference to either in the decision. This makes it particularly difficult to now decide the case on remand. I have spoken to Judges Chwalibog and Gitlow about this. Judge Chwalibog believes that a similar situation happened with one of his cases.

You stated that you would discuss this matter with him to the extent that he should at least check to see if there have been any prior applications and decisions made on a particular case. It seems to me when you have a remote onset date as here, a red flag would have been raised that yes, there may very well have been such a prior application and decision on the case.
Thanks for the heads up. I shall call Bluegrass to try to get an appointment with

Amazing how it takes a ***** ALJ in an office to make the numbers each month. We have Judge Daugherty here who scans the master docket each month, pays 90+% and gets out 80 to 100 cases each month. So we make our numbers each month. Without him we would not. Ever.

Congratulations on becoming grandparents. I agree that it is a wonderful situation. Our daughter maintains that it is the reward for never having killed her during adolescence.

What exactly is doing in - is she an ADA or AUSA? Does your son continue with (do I have the right company)? I see that he still is in

continues to run her own company, a one person (LLC) with independent contracts with 2 hospitals (one in-patient, one home health), two nursing homes and one school system (two elementary schools). It continues to be a blessing for her - no boss to tell her how much to get out in what amount of time, so she does whatever it takes to do the job right. Sometimes it is feast or famine, but overall it is terrific for her.

The kids are fine - thanks for asking continues out of as operations and sales manager of a five store cellular sales region in eastern (Verizon Wireless). We drive down there to visit about every 2 months. Just graduated from her M.A. in counseling from She is working as a counselor for as a counselor at the regional high school. The grandkids are and doing fine - and as you can imagine a real pleasure.

What are your plans? Are you going to keep working indefinitely? Do you continue to feel well s/p neck and back surgery? Will you guys stay in Lexington? and I have talked some about retirement. Tentatively we are figuring on about another 5 years. That would make me and Obviously, however, that is always so health dependent. I suspect that will be gone from that time (she wants to go to be near her brother), so we may follow them down there after our retirement.

and I were in Lexington very briefly (for a couple of hours) to see a hand doctor for at a couple of months ago. We drove past your development and could not believe the difference from when we were all looking at building houses out there. That area is so busy and fully developed now! It has everything at your fingertips, although the feel of the place is so very different. How do you feel about what has happened?

Good to hear from you.

Bill
All,

As you know, we have a large amount of cases from Eric Conn's office and Bill Redd's office. The only way that we can fairly handle these cases is by strict rotation. If we don't assign these cases in rotation we leave ourselves open to charges of favoritism, judge shopping, as well as complaints from the lawyers that they only see "certain judges and not others". These allegations have been raised in the past and we have been able to show that the cases for these lawyers are divided equally among all the ALJs.

In addition, I want to remind everyone of the policy we have followed for several years that these cases are NOT to be reassigned to another judge for any reason other than a judge leaving the office or recusal and then they are to be assigned out in strict rotation. I must personally approve any exception to this rule. In addition, The Case Intake Specialists and anyone else adding cases are to assign these cases to the next ALJ in rotation immediately when they are entered onto our system.

Social Security pays these lawyers a lot of money in fees each year due to the size of their caseload (into seven figures). The only way we can refute unfounded allegations of improper assignment of cases to generate more fees for the lawyer is to follow a strict rotation and a "no change" policy.

If any one has any questions about this they can see me.
From: Randolph, Sarah  
Sent: Thursday, January 25, 2007 11:04 AM  
To: Hall, Gregory  ODAR Huntington HO  

It has come to my attention the Eric Conn electronic cases are not being equally divided among those judges who have been trained on the electronic files. In fact, as you are now aware, DBD has, on his own initiative, elected to go in and assign himself SEVERAL electronic cases, all of which are Eric Conn cases. I guess this answers my question to you as to why group B was getting all these E. Conn electronic cases to close.

Greg, as I continue to argue the point of all the work that group B does that consistently goes unnoticed, or shall I say not acknowledged. We are constantly be reminded by Arthur of how much more Group A works up. And here we are now working up cases for their group and our group is repetitively closing a numerous amount of cases over and above group A's closings. We have consistently sat back and watched all of group A get awards. (except for the last award period).

If these electronic cases were being assigned out for workup, then Andrus and Chwallibog would also be putting out decisions on electronic files. Also, it would only make sense to train the remaining ALJ's on the electronic files. This way, it would put a stop to Eric Conn calling DBD and giving him a list of his electronic cases, knowing that the other judges are not holding hearings. How else would DBD have knowledge of Conn's pending electronic cases?

Greg, all of this is not going unnoticed. People on the floor are beginning to talk and if not taken care of, this could escalate into a bigger problem.

Tracking:

<table>
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<th>Recipient</th>
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<tbody>
<tr>
<td>Hall, Gregory ODAR Huntington HO</td>
<td>1/25/07 11:09 AM</td>
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<td>Nordhoff, Rita</td>
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<td>Hicks, Pam ODAR Huntington HO</td>
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<tr>
<td>Griffith, Jennifer</td>
<td>1/25/07 11:04 AM</td>
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</table>
From: Randolph, Sarah  
Sent: Wednesday, May 09, 2007 2:18 PM  
To: Hall, Gregory  ODAR Huntington HO  

Greg, I did not realize that Group A does not do Edits and closings for the 20 cases they have of Tinsleys. They also do not do the Pre and Post. What is the justification on this procedure? Also, please let me know as to what your findings are on the Request for Hearing dates on DBD's schedules. Particularly Conn cases. This month DBD has closed 29 electronic cases. 28 of these are Eric Conn cases. Why? We have other representatives which have electronic cases with this office. The word favoritism comes to mind. This is clearly favoritism. More so then what you brought up about Donna. Why is this "swept" under the rug, but the mere fact that Donna recommended Conn and OTHER reps to a claimant was such a "big deal". I have been unable to find anything which states what she did was wrong. She said she also gave the claimant's other reps names in addition to Conns name. But as I discussed with you, it is a known fact that Conn goes around telling his claimant's that he can get their case heard faster than any other attorney in his area. It has come to my attention there has been a bar complaint filed by some attorneys in Phurg against Conn. I am in the process of obtaining a copy. Is our office involved in this complaint?

Greg, all of the above has been the subject of "office chatter" for some time. This is not anything new. It just seems that "some issues" are being ignored and others are not. I clearly got aggravated when you mentioned the word "favoritism". Just knowing what goes on in this office. The Eric Conn situation is going to bite this office in the butt one day. All I ask is that you open your eyes and try to change the way his cases are handled before it does become an issue outside of this office.
On the week of 8/30/07, I found 2 Efiles that I had pencil-scheduled from a July Judge Gitlow-assigned list, that had been put in Judge Daugherty's name on 8/20/07. The two files were [redacted] and [redacted]. I told Judge Andrus about them and showed them to him at my desk. Judge Andrus said that he knew how that happened and told me to tell Kathie Goforth about it. Kathie had left for the day. Later, Greg asked me to come into his office. He talked about this incident and he tried to make out like it was a Master Docket Clerk error. Greg strongly inferred it to be Jennifer's error. At first, it looked like it had been unassigned and that Judge Daugherty had went into the system and picked it out to be one of his cases. After a while, we both noticed that it wasn’t a Master Docket Clerk error, it had been assigned to Judge Gitlow since February 2007 and Judge Daugherty had switched it to his own case on 8/20/07. Greg told me to not tell anyone about this and to ask Judge Gitlow if he had looked the cases over yet and if not, to reschedule 2 others in place of them.

I went directly into Judge Gitlow’s office and asked him if he had looked these two files over. He said no. I said well, good, because I need to switch them out. He asked why. I told him what had happened. He copied down my information of the two files, copied the listing that I had been working from and acted like it wasn’t a big deal.

Later, Greg called me back into his office and told me that Judge Gitlow had went to Judge Andrus with this matter and was very upset about it. He again told me not to tell anyone about it.

Later that week, the Union Representative, Sarah Randolph, was having a meeting with Management concerning Union issues. She addressed this incident with Management. After that, Greg again called me into his office. As he was at my desk to ask me to come into his office, Arthur Weathersby was going into Greg’s office. So when we entered Greg’s office, I was taken aback because Arthur was standing there. Arthur was at the fax machine. Greg acted like it wasn’t anything for Arthur to be there. Greg told me that he knew that I had told Sarah about this incident and that he didn’t want me to tell anyone else about this incident. He said that he didn’t want it to get back to Judge Daugherty before Judge Andrus had a chance to look into the matter. Greg said explicitly for me not to tell anyone else about it.

Donna George
On Tuesday, 8/28/07 Donna came to me with my pencil schedule for October Prestonsburg, saying that she wanted to know if I had already prepped two cases. I had not yet done so. She explained that while those cases were assigned to me in the system, they had now been changed from being in my name to being in Judge Daugherty's name. I had no knowledge of this. As such Donna needed to cancel those two hearings and find two different cases for me.

I then went to Chief Judge Andrus to explain what had happened. Since they were e files, they were not papered and as such did not have a folder with my initials on it in the master docket drawer. I asked Judge Andrus if Judge Daugherty would know that these had been assigned to me. His response was that it would depend upon where Judge Daugherty had looked. I explained that I was concerned that our office remain above reproach. He led me to believe that he would take care of this problem.
I am aware that while I was out of the office Judge Daugherty felt it necessary to take some more cases that were assigned to another Judge and place them in his name. I am aware that it was brought to your attention and you tried to blame me. I do not appreciate this.

DBD does many things like this every month. When I find them I make management aware of it. Nothing is ever done about it. Somehow it always ends up being the fault of the Master Docket clerks. We cannot control him or anything he does.

Further, yes I have threatened to quit before, when you were being unreasonable and unwilling to listen. We have had our differences and generally you have been a person that I as well as others could trust. This time, your failure to deal with the issues brought to your attention leaves me no choice. I am not threatening now. I have applied to return to school, and for 7 positions outside of the federal government.

I will no longer allow the stress of this office to negatively affect my health till it kills me. The situations in this office are the direct cause of the excessive increase in my blood pressure. My doctor's advice is to leave this place before it kills me.

You once told me that you should work to live not live to work, this environment is just not worth it.

Jennifer
Greg, after long thought on this situation I just have one question. You said "47 days from the time case is received until docketing is completed is not acceptable". The policy our office follows on Eric Conn cases is to strictly use a rotational system as to evenly distribute his cases. To my knowledge, I do not know of an exception to that rule/policy as to any time limit on docketing. There are SEVERAL things that DBD is doing that are "not acceptable", however, management chooses to turn its head in order to achieve our numbers. Is it acceptable for what DBD is doing? You try to shift the blame when it comes to this situation, however, what DBD is unacceptable.

Sarah, the case of [redacted] was received on September 6, 2007. Jennifer did not docket the case until 9-28-07 which is 22 days after the case receipt date. She charged this to Judge Daugherty on 9-28-07 and when it appeared on his list his took possession of the case. Furthermore, Jennifer docketed the case on September 28, 2007, but waited until October 23, 2007 to run the notices and complete the docketing. The case was here from September 6 until October 23, 2007 (a total of 47 days) before Jennifer attempted to complete the docketing. The case was charged to Judge Daugherty, he picked it up from CPMS, and began processing on it. 47 days from the time case is received until docketing is completed is not acceptable.

Greg, this continues to be a problem and management has been notified on NUMEROUS occasions. My main concern is the cases he is assigning himself out of rotation. This exhibits favoritism towards E. Conn and puts this office in the same scenario as the Atlanta office which we spoke about a couple of months ago. This issue is also interfering with our master docket clerks and our CTS. I am voicing my concerns again as I have spoke with our union president who recommends that I file a union management grievance since the practice is continuing and has been for the last several years. Please let me know when you will be available for yet another discussion regarding this matter.

The above named case, was removed from my name and initials before I had completed all of the mdkt functions on it. I assigned the case to judge Daugherty as a part of the regular rotation but I still had it in mdkt to complete the letters, generate barcodes, and screen. When I went to try and run the barcode it had disappeared from my list of cases.
I am tired of him doing this to the master docket and no one doing or saying anything about it. Yes in this instance the case was assigned to him, but it happens frequently with cases that are and are not assigned to him. He is granting cases before we can even get them docketed properly. Had I not looked I could have sent the master docket letter out on this AFTER THEY GOT A FAVORABLE DECISION.
From: Carver, Sarah
Sent: Monday, March 29, 2010 3:38 PM
To: Gitlow, William H.

FYI Someone was closing this case and seen it was originally your case and DBD took it and did an OTR on it.

Sarah A. Carver
Senior Case Technician
I found out yesterday, 4/28/11, that some cases assigned to me in 12/10 had been reassigned by Judge Daugherty to himself in 1/11. This is the third such incident to which I was aware, with the first in 8/07 and the second in 12/09. In the first instance I went to my HOCALJ; those contemporaneous notes are set forth. The second time I went to Judge Chwallibog (AJC) to discuss this and whether I should go directly to the RCALJ. AJC suggested that I give the HOCALJ another opportunity to end this reassignment. I followed his suggestion and went to the HOCALJ a second time. I told the HOCALJ at that time that if it happened again I would be forced to go higher up. Now I have been put in a position where I am faced with knowledge of this a third time. Obviously I am inclined to go directly to the RCALJ. However, I first sought guidance from other experienced ALJs, so I asked AJC and Judge Buel to meet with me. We met on Friday at 2pm, 4/29/11. After I set forth all the facts, they were in agreement that I should go a third time to the HOCALJ, but this time with them as well. I was reluctant to do so, as I felt that if I did not do something further that I would be viewed as somehow complicit or condoning such activity. However, both Judges were in agreement that if the three of us met with the HOCALJ together that such action would an appropriate step up on my part. As such, the three of us met with the HOCALJ and explained that Judge Daugherty had for the third time been reassigning my cases over to him. Judge Andrus assured me that he would (a) put the instruction to Daugherty in writing this time rather than orally; and (b) take this matter to the RCALJ, Judge Bede, on Monday.

Unfortunately, what I have seen post meeting is a generic message to all the office reminding everyone of the HOCALJ policy on case reassignments. If this is all that the HOCALJ meant by putting the instruction to Daugherty in writing, I feel that I have been misguided. However, I made my decision (not to go directly to RCALJ) and I now feel bound and constrained to stand by it.
Nick,

I had no clue that he was doing this to this extent. I do notice one name is conspicuously absent from the list of the judges. Do we know when the people will be by?

CPA

From: Daugherty, David B.
Sent: Monday, May 02, 2011 4:49 PM
To: Andrus, Charlie Paul
Cc: Buel, Toby; Chwalibog, Andrew J.; Gitlow, William H.; Hall, Gregory ODAR Huntington HO
Subject: RE: Reassignment of cases between judges

OOPS! I looked further and found the following:
That should be it! There are no other cases for me to screen.

Thank goodness I don’t have to do these cases!!!

Again, I have caused all but the Dunlap cases to be returned to their respective original assignees. Let me know what you would like me to do with the Dunlap cases.

Again, I apologize for the inconvenience, if any, which may have resulted from these errors.

D. B. Daugherty

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From: Andrus, Charlie Paul
Sent: Monday, May 02, 2011 3:09 PM
To: Daugherty, David B.
Cc: Buel, Toby; Chwalibog, Andrew J.; Gitlow, William H.; Hall, Gregory ODAR Huntington HO
Subject: RE: Reassignment of cases between judges

D.B.,

I believe that the cases from Judge Dunlap and Judge Quinlivan were your share of those cases that were left when the judge left, so just keep them. I appreciate your returning the other cases.

Judge Andrus

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From: Daugherty, David B.
Sent: Monday, May 02, 2011 2:36 PM
To: Andrus, Charlie Paul
Cc: Buel, Toby; Chwalibog, Andrew J.; Gitlow, William H.
Subject: RE: Reassignment of cases between judges

Your e-mail prompted me to check my Eric Conn cases to see if there were any that had been assigned to me from another ALJ. I discovered 23 of them. They are as follows:

[Edits for confidentiality]

Judge Buel
I have caused all but the Dunlap and Quinlivan cases to be returned to their respective original assignees. Let me know what you would like me to do with the said Dunlap and Quinlivan cases.

I apologize for the inconvenience, if any, which may have resulted from this error.

D. B. Daugherty

From: Andrus, Charlie Paul
Sent: Friday, April 29, 2011 4:06 PM
To: #PH WV ODAR Huntington All
Subject: Reassignment of cases between judges

I want to remind everyone of my long-standing directive about re-assigning cases between
judges. Once a case is assigned to a judge, that case is to stay with that judge unless I find a specific reason to reassign the case, such as recusal. Therefore, NO ONE should reassign a case from one judge to another without clearing it through their supervisor who will clear it through me. Judges should come directly to me. We will continue our long standing policy of assigning Eric Conn’s cases immediately upon receipt, by strict rotation, to all judges except Judge Meade. Once Judge Meade starts hearing cases in Prestonsburg, we will assign to him also.

If a case is unassigned, then it can be assigned to a judge without going through the above process. If a staff member has any questions about this procedure please see your supervisor. If the judges have any questions please see me.

Charlie Paul Andrus
Hearing Office Chief Judge
Huntington, WV Hearing Office

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**Outlook Header Information**

Conversation Topic: Reassignment of cases between judges
Subject: FW: Reassignment of cases between judges
From: Andrus, Charlie Paul
Sender Name: Andrus, Charlie Paul
To: Cerulli, Nicholas; Bede, Jasper J.
Delivery Time: 5/3/2011 9:52:00 AM
Importance: Normal
Priority: Normal
Sensitivity: Normal
Flags: 1 = Read
Size: 28820
To: ODAR Staff  
Huntington, West Virginia  

From: Gregory Hall  
Hearing Office Director  

Subject: Case assignment and other important Reminders  
Under the direction of the Hearing Office Chief Judge the following actions will be implemented immediately:  

- The Group Supervisors and I are delegated the authority to assign cases to judges. As outlined in the E-Business Process, CIT's will only assign exception cases to judges (the exceptions are cases that are Remands and cases that are Critical cases). No one else is to assign cases. No other employees, including judges, are authorized to assign cases.  
- Judges who wish to review cases for possible OTR requests will e-mail the Hearing Office Chief Judge the request and the number of cases they desire. The Hearing Office Chief Judge will forward the request to the appropriate Group Supervisor who will first pull a list of high profile cases from the judge's existing docket, and a limited number of unassigned cases with high profiles if needed. They will further follow the procedure in the E-Business Process for coding and return the cases to UNWK if not granted.  
- Cases are to be assigned to judges when the supervisor assigns the cases to WKUP and will be by rotation using the oldest request for hearing date. No case will be assigned as it arrives in the office except for those cases meeting the exception criteria as outlined within the E-Business Process (Remands and Critical Cases).  
- Cases will be pulled according to the E-Business Process.
What can I say—judicial independence.

Shame on you!

By Damian Paletta
19 May 2011
The Wall Street Journal Online
WSJO
The Wall Street Journal - Print and Online
CTGSMFS
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HUNTINGTON, W.Va.—Americans seeking Social Security disability benefits will often appeal to one of 1,500 judges who help administer the program, where the odds of winning are slightly better than even. Unless, that is, they come in front of David B. Daugherty. In the fiscal year that ended in September, the administrative law judge, who sits in the impoverished intersection of West Virginia, Kentucky and Ohio, decided 1,284 cases and awarded benefits in all but four. For the first six months of fiscal 2011, Mr. Daugherty approved payments in every one of his 729 decisions, according to the Social Security Administration. The judge has maintained his near-perfect record despite years of complaints from other judges and staff members. They say he awards benefits too generously and takes cases from other judges...
-----Original Message-----
From: Andrus, Charlie Paul
Sent: Friday, January 18, 2002 2:42 PM
To: #PH WV OHA Huntington ALJs
Cc: Cyrus, Harriette M.; Hall, Gregory; Lytton Lane, Kathy
Subject: Hearing Schedules

Dear Judges,

I want to remind you all again that you need to clear any changes to the hearing schedule with me before hearing days are canceled. I found out that many times hearings which cannot be set one month are set for a month or even two months ahead. Therefore, if we cancel a week that has a hearing reporter and VE (currently through March) we can cause a lot of extra work. This can be avoided by clearing these changes through me or Harriette. We may be able to find another judge to cover those dates. I would also like to remind you that when dates are cancelled as opposed to being covered by another judge, the hearing reporter and the VE have committed to us. This is lost.

By a copy of this message, I am asking that Greg and Kathy instruct the scheduling clerks to check with me before canceling a hearing date. This way we have another chance of covering a date rather than losing it.

I appreciate your help in this area. We are still short staffed and if we can save the scheduling clerk extra work it will make that difficult job less difficult.

Judge Andrus
More on the same issue.

Frank A. Cristaudo  
Regional Chief Judge  
215-597-4106  
frank.cristaudo@ssa.gov  
http://ro.ba.ssa.gov/oha/philadelphia/

-----Original Message-----  
From: Andrus, Charlie Paul  
Sent: Thursday, September 05, 2002 8:32 PM  
To: Cristaudo, Frank  
Subject: FW: End of the year production

Please see the other message I sent today.

CPA  
-----Original Message-----  
From: Daugherty, David B.  
Sent: Thursday, September 05, 2002 2:28 PM  
To: Andrus, Charlie Paul  
Subject: End of the year production

In an effort to contribute as many decisions as possible toward this month's goals, I have cancelled my P-burg hearings for the 23rd, 24th & 25th of this month and will, instead, write 30 OTR decisions from them. D. B. Daugherty
Date: December 2, 2002
To: Associate Commissioner
Thru: Acting Chief Judge
From: Regional Chief Judge
       OHA – Region III – Philadelphia, PA
Subject: Official Letter of Reprimand for Judge Daugherty

The purpose of this memorandum is to request that an official letter of reprimand be issued to Judge David Daugherty, an administrative law judge in the Huntington (West Virginia) Hearing Office. I spoke with you about this matter when you visited Philadelphia. On September 5, 2002, I was advised by Hearing Office Chief Judge Charlie Andrus that Judge David Daugherty had cancelled a scheduled hearing trip and instead decided to issue favorable on-the-record decisions in 30 of the 35 cases. Judge Daugherty stated that he took this action to help the office attain numerical goals. In fact, he used annual leave on two of the days on which the hearings had been scheduled.

I am most concerned about the conduct of Judge David Daugherty and feel that a letter of reprimand is warranted. When a case is scheduled for hearing, there is an understanding that a hearing is needed in order to resolve the matter. To state that 30 hearings were cancelled and 30 on-the-record decisions issued to help the agency meet performance goals suggests possible impropriety and flawed decisions. I believe that the actions taken by Judge David Daugherty justify the issuance of a letter of reprimand. For your convenience a draft letter has been prepared and is enclosed along with the relevant background information.

If you have any questions, or would like to discuss this matter further please let me know. The staff contact is Regional Attorney Gregory Hamel, who can be reached on 215-597-4111.

/s/
Frank A. Cristaudo

Attachments
Date: [INSERT DATE], 2002

To: David Daugherty
   Administrative Law Judge
   Office of Hearings and Appeals
   Huntington, West Virginia

From: Associate Commissioner
      Office of Hearings and Appeals
      Falls Church, Virginia

Subject: Official Reprimand

I am officially reprimanding you because of conduct unbecoming an administrative law judge, namely, your abrupt cancellation of hearings scheduled in Prestonsburg, Kentucky during the period September 23-25, 2002.

You scheduled 35 cases for hearing during this three-day period, 18 cases on September 23, 13 on the 24th, and 4 on September 25. On September 8, 2002, you notified Hearing Office Chief Judge Charlie Andrus that you had cancelled all hearings scheduled during these days and planned to issue favorable on-the-record decisions in 30 of them. You indicated that this action was taken "in an effort to contribute as many decisions as possible toward this month's goals." You later took annual leave on September 24th and September 25th.

When cases are scheduled for hearing by an administrative law judge, much time and effort is expended by the office staff. Moreover, claimants’ representatives and expert witnesses set their schedules and set aside time to attend the hearing. Most importantly, the claimants are put on notice that a hearing will be needed to resolve their claims. When hearings in nearly an entire docket of cases are abruptly cancelled, for reasons related to personal convenience or to help satisfy numerical goals, the integrity of our system of claims adjudication is cast in doubt.

The principal purpose of scheduling a hearing is to afford the claimant an opportunity to be heard and to review the evidence and cross-examine witnesses. This is an important and solemn event, and no hearing should be scheduled if it is unnecessary. The act of scheduling a case for hearing evinces a belief that the documentary record is not sufficient to decide the case, and that oral testimony is needed. Therefore, no hearing should be cancelled without a compelling reason. Moreover, as in this case, the sudden and wholesale cancellation of nearly an entire docket of cases suggests that the hearings were cancelled without individualized attention the cases deserve. What makes your actions even more egregious is that they were motivated by personal interest as well as by your stated desire to promote office productivity. This behavior cannot be tolerated.

As an administrative law judge, you hold a high position in our Federal service and are held to the highest of ethical standards. Your flagrant abuse of the hearing scheduling process is not worthy of the high position of trust which you hold. In order for the agency to meet its

Homeland Security & Governmental Affairs
Committee
EXHIBIT #36
obligations, it is essential that all judges discharge their duties in a manner consistent with the high degree of responsibility, trust, and integrity required of administrative law judges. Therefore, a reprimand is fully warranted and necessary to deter future misconduct and promote the efficiency of the Federal service.

A copy of this reprimand will be placed in your Official Personnel Folder (OPF) and your SF-7B Extension File for a period not to exceed one year. Be advised, however, that future acts of misconduct could lead to more serious forms of disciplinary action.

You may grieve this action in accordance with the provisions of Article 10 of the Agreement between the Social Security Administration, Office of Hearings and Appeals and the Association of Administrative Law Judges. If you choose to do so, you must, within 35 workdays of receipt of this notice, present your grievance in writing to me. You also have the right to a union representative to assist you in preparing and presenting any such grievance.

If you believe this action is based on discrimination because of your race, color, religion, sex, national origin, physical or mental handicap, or age, you have the right to file a complaint through the agency's Equal Employment Opportunity (EEO) procedure. To initiate this process you must contact an EEO counselor within 45 calendar days of the date you receive this reprimand. If you wish to know the name of an EEO counselor, you must contact Agnes P. Sampson, Civil Rights and Equal Opportunity (CREO) Manager, on 215-597-1694. You may have an attorney or other representative assist you in filing a discrimination complaint.

You have the option of filing a grievance under the negotiated grievance procedure or a formal complaint of discrimination with the agency, but not both. You should consider the Employee Assistance Program (EAP) as a possible resource for assistance in resolving any personal problems which may be adversely affecting you. The toll-free telephone number is 1-800-222-0364.

If you have any questions regarding the reasons for this action, please contact me. If you have any questions regarding your rights or the procedures involved, please contact Howard Goldberg, Employee Relations Specialist, Social Security Administration, Center for Human Resources, P.O. Box 8788, Philadelphia, PA 19101. Mr. Goldberg's telephone number is 215-597-7856.

A. Jacy Thurmond, Jr.

cc:
Frank Cristaudo, Regional Chief Judge, Philadelphia, Pennsylvania
Charlie Andrus, Hearing Office Chief Judge
SF 7-B Extension File
DATE: April 24, 2003

MEMORANDUM TO: Charlie Paul Andrus
Hearing Office Chief Judge

FROM: Regional Chief Judge
OHA - Region III -- Philadelphia

SUBJECT: Inquiry Regarding Cancellation of Hearings by Administrative Law Judge David Daugherty

Judge Daugherty scheduled 35 cases for hearing during the three-day period September 23-25. Judge Daugherty later informed you that he had cancelled all hearings scheduled during these days and planned to issue favorable on-the-record decisions in 30 of them. He added that this action was taken "in an effort to contribute as many decisions as possible toward this month's goals." I understand that he later took annual leave on September 24th and September 25th.

Deputy Chief Judge Bisantz has directed me to conduct a bias and unfair hearing inquiry on this matter. Under the procedures issued by the Associate Commissioner on January 15, 1993 and modified on April 30, 1997, the initial inquiry involves soliciting relevant comments and information from the administrative law judge who is the subject of the complaint. Because this investigation could result in disciplinary action, you must be sure to provide Judge Daugherty with appropriate Weingarten rights as provided by the AALJ contract. Under Section 4 of Article 5 of the contract, the union must be given an opportunity to be present at any examination of a Judge in connection with an investigation, if the Judge reasonably believes that the examination may result in disciplinary action against the Judge and the Judge requests representation.

Please initiate investigation of this matter by obtaining comments from Judge Daugherty and by reviewing the written materials that have already been procured in this matter. Judge Daugherty should be asked why he canceled the hearings, and subsequent questioning should focus on whether he was trying to increase his dispositions or whether he had a public service motive. Secondly, he should be asked whether he has previously cancelled a large number of hearings and issued on-the-record decisions; and, if so, he should be asked to give some specifics about when, how many cases, and why were they cancelled.
Upon completion of your investigation, prepare a report detailing your findings. Please submit this report within 14 days from the date of this request. The staff contact is [Redacted], who may be reached at [Redacted]. For your convenience I have appended Judge Bisantz’ memorandum and other written materials on the matter.

Frank A. Cristaudo

Attachments
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CERTIFIED: WRITTEN IN
PLAIN LANGUAGE
Why does Andrus keep bringing up stuff on Daugherty and never follow through on any of it. I am getting tired of him.

-----Original Message-----
From: Cristaudo, Frank
Sent: Monday, May 05, 2003 5:24 PM
To: Loughran, Valerie; Hamel, Gregory; Goldberg, Howard; Ormsom, Craig
Subject: FW: Judge Daugherty canceling hearings
Importance: High

We need to discuss our next step.

Frank A. Cristaudo
Regional Chief Judge
Office of the Regional Chief Judge
215-597-1700 (Direct Line)
215-597-4100 (General ORCJ Line)
frank.cristaudo@ssa.gov
http://ro.ba.ssa.gov/oha/philadelphia/
Region III - Committed to Providing Quality Due Process Hearings and Decisions
[Timely Hearing and Decision - Adequately Developed Record - Full and Fair Hearing - Legally Sufficient Written Decision]

-----Original Message-----
From: Andrus, Charlie Paul
Sent: Monday, May 05, 2003 9:39 AM
To: Cristaudo, Frank
Subject: Judge Daugherty canceling hearings
Importance: High

Dear Judge Cristaudo,

As you requested I spoke with Judge Daugherty about the docket of hearings he canceled in September 2002. He related that the then Group Supervisor, Kathleen DeWeese, requested him to help get out cases before the end of the year by reviewing cases for OTR. Judge Daugherty said that he reviewed the cases scheduled in Prestonsburg as requested by Ms. DeWeese. Evidently Mr. Conn (who represented nearly all of the claimants) had sent in reports of consultative examinations he had obtained on the cases that were allowed in mid-September. This left Judge Daugherty with only four or five cases which were rescheduled as he no longer had enough cases to justify a travel docket and they could be rescheduled with three to four weeks. He had planned to go on vacation the last week of the month after he had done his hearings in Prestonsburg. At some point in time he changed the plans to leave earlier as he no longer had hearings.

Mr. Conn does send many of his clients to physicians who, while not "bought sources", are more "liberal" in their assessments--as would be expected of an effective advocate. I have no hard evidence to support this, but I...
think that either Judge Daugherty or Kathleen DeWeese called him and let him know that if he got the reports in early, the cases would be done OTR. If you wish, I can ask Mr. Conn (who I believe will give me a straight answer). I did not want to take this outside SSA without your knowledge.

I also spoke to Judge Daugherty about any prior cancellations of hearings. The was only one other incident and that was about one and on-half years ago. We were having difficulty getting enough cases pulled due to HPI changes and we were giving very short notice. Judge Daugherty postponed one set of Prestonsburg hearings to allow us to give a longer notice time for the hearings. He then reviewed cases on master docket for OTR to insure that he had production that month. He related that this would give the lawyers in Prestonsburg enough time to prepare for the hearings as he does not like to use post-hearing development if it can at all be avoided. He related that the attorneys now have enough advance time to get the evidence he needs to decide the cases as soon as the hearing is over in almost all cases. Given his allowance rates, I am sure that the reps are trying to get the information in before the hearing. I believe that he was trying to improve the disposition process and was trying to hold down the number of cases he had in POST.

If there is any further information you need. Please let me know. I will await further instructions before doing anything else on this.

Charlie Paul Andrus
HOCALJ
(304) 529-5531 ext. 348
Charlie.Paul.Andrus@ssa.gov

---

**Outlook Header Information**

Conversation Topic: Judge Daugherty canceling hearings
Subject: RE: Judge Daugherty canceling hearings
From: Loughran, Valerie
Sender Name: Loughran, Valerie
To: Cristaudo, Frank
Received By: Cristaudo, Frank
Delivery Time: 5/5/2003 5:38:26 PM
Creation Time: 5/5/2003 5:37:02 PM
Modification Time: 5/5/2003 5:38:26 PM
Submit Time: 5/5/2003 5:38:26 PM
Importance: Normal
Priority: Normal
Sensitivity: Normal
Flags: 1 = Read
Size: 13463
Bill:

Thank you for your message. We will keep Attorney Conn on our list for another situation because we have a full panel for this Roundtable.

Ron

> From: Gitlow, William H.
> Sent: Sunday, May 03, 2009 3:56 PM
> To: Bernoski, Ronald; Brown, Mark A. ODAR St. Louis HO
> Cc: Habermann, Robert S.
> Subject: AALJ Roundtable
>
> Ron and Mark,

> I just got finished reading the May 4th Newsletter and I saw that you have an experienced Atlanta attorney included for the AALJ Roundtable and plan to have additional people added. I believe that the addition of one of our attorneys, Eric C. Conn (Stanville, KY) would be a smart choice as an addition to the roundtable. Mr. Conn is extraordinarily experienced (his volume is huge, with roughly 50 percent of the cases heard at the highly busy Prestonsburg remote site); he is incredibly knowledgeable in the field of Social Security (he is very well read in the field; very well informed; has taught in the field; and is one of only a handful of attorneys nationally to be certified by the new Social Security process). I find him to be passionate about this field of law, always seeking to learn more, yet very moderate in his approach with others. In short, I believe his addition to the roundtable would serve the AALJ quite well and I am certain that afterward you would agree. (Please note I have raised his name without his prior approval).

> Bob Habermann has had a number of hearings in Prestonsburg, both in person and by video over the years, and he has had a fair amount of contact with Mr. Conn. You may wish to contact Bob to verify the accuracy of my statements.

> Bill Gitlow
**Message0155**

**Subject:** RE: Pburg Hearings 06-14-2011  
**From:** Gitlow, William H.  
**Date:** 6/14/2011 10:13:00 AM  
**To:** Powers, Barbara  

**Message Body**

Love to hear that – and that is why it is a pleasure to do Eric Conn cases.

Bill

---

From: Powers, Barbara  
Sent: Tuesday, June 14, 2011 8:27 AM  
To: Gitlow, William H.  
Subject: Pburg Hearings 06-14-2011

Judge Gitlow,

I reviewed the electronic files for all of the cases scheduled today and I did not find any additional evidence. As of this morning, I have not received any additional evidence for the paper files on the docket today.

Barbara E. Powers  
Senior Case Technician  
SSA/ODAR  
301 9th Street  
2nd Floor Annex  
Huntington, WV 25701  
Phone: 1-866-592-1607, Ext. 19949  
Fax: 304-529-5066  
Barbara.Powers@ssa.gov <mailto:Donna.George@ssa.gov>
DR. IRA POTTER

Date 1-14-10    Names
SS#:

Invoice to: Eric C. Conn Attorney at Law

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SIGNATURE OF ORDERING OFFICE REP:

WE DO NOT WANT THE FILMS READ BY ANYONE!!!!
DR. IRA POTTER

Date 11/1/16  Name:

SS#:   

Invoice to: Eric C. Conn Attorney at Law

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Date 11/8/10  Name: 
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Invoice to: Eric C. Conn Attorney at Law

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WE DO NOT WANT THE FILMS READ BY ANYONE!!!!

CLF031236
DR. IRA POTTER

Date 11/8/10       Name: [redacted]

SS#: [redacted]

Invoice to: Eric C. Conn Attorney at Law

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CLF031250
**DR. IRA POTTER**

*Date 8/10/2010*

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**SS#:**

Invoice to: Eric C. Conn Attorney at Law

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**WE DO NOT WANT THE FILMS READ BY ANYONE!!!!**
Eric,

I am in the Charlotte airport. I met and made sure she sent the letter--glad it came.

Your case proposals are fine. We can discuss any dismissals or OTRs you may wish. I have written the other OTRs and signed most of them.

See you next week.

Judge Andrus

Charlie Paul Andrus
Hearing office Chief Judge
Huntington, WV
Charlie.Paul.Andrus@SSA.gov

Sent from my BlackBerry Wireless Handheld Device

----- Original Message ----- 
From: erickentucky@lycos.com <erickentucky@lycos.com>
To: Andrus, Charlie Paul
Sent: Fri Aug 06 12:50:59 2010
Subject: Debriefing from Eric C. Conn

Dear Chief Judge,

Your call was really appreciated. We have received the letter from the electronic folder access system people. Further, pursuant to that letter we have contacted the responsible person and our appointment is at 10:30 a.m. on the 19th.

I am personally going on the 18th and staying at a hotel within walking distance of the site. Also, my employee will be going with me. We are going on the 18th as we do not want anything to go wrong. We are returning on the 19th late as the entire procedure only requires 30 minutes.

Grover, remarkably, flew to Las Vegas. Grover has asked me to cover two hearings he has with you on the 10th of this month (this coming Tuesday) as he will be in Vegas. The hearings are for which starts at 9:00 a.m. and at 11:00 a.m. on the same date. I have Judge Buel scheduled from 9:00 a.m. to 1:30 on the same date. My thinking is to have John Earl cover the Judge Buel cases that take place during the two hearings with you as I want to cover the hearings with you myself. Hope this is acceptable. If not,
let me know and I will adjust per your instructions.

We have two possible dismissals that I would like to discuss with you when you have the time to do so.

Looking forward to hearing from you,

Eric