

**United States Court of Appeals  
FOR THE EIGHTH CIRCUIT**

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No. 00-2840

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Ronald Gorman,

Appellant,

v.

Kenneth S. Apfel, Commissioner of  
Social Security Administration,

Appellee.

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\* Appeal from the United States  
\* District Court for the  
\* District of Minnesota.  
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\* [UNPUBLISHED]  
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Submitted: March 7, 2001  
Filed: March 12, 2001

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Before BOWMAN, BEAM, and LOKEN, Circuit Judges.

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PER CURIAM.

Ronald Gorman appeals the District Court's<sup>1</sup> order granting the Commissioner's motion for a remand under sentence four of 42 U.S.C. § 405(g) (1994). Initially, we reject Gorman's assertion that the District Court's order failed to comply with the sentence-four requirements, as the Court's judgment sufficiently indicated it was reversing and remanding under sentence four. See Buckner v. Apfel, 213 F.3d 1006,

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<sup>1</sup>The Honorable Michael J. Davis, United States District Judge for the District of Minnesota, adopting the report and recommendations of the Honorable Arthur J. Boylan, United States Magistrate Judge for the District of Minnesota.

1010-11 (8th Cir. 2000) (holding remand order met sentence-four remand requirements where it effectively called into question substantive aspect of Commissioner's decision to deny benefits and ordered further consideration). We also conclude that the District Court did not abuse its discretion in granting the Commissioner's remand motion, see Higgins v. Apfel, 222 F.3d 504, 505 (8th Cir. 2000); and, contrary to Gorman's assertion, that the record does not support an immediate finding of disability, see Buckner, 213 F.3d at 1011. Accordingly, we affirm. See 8th Cir. R. 47B.

Given the disposition of this appeal, we deny as moot Gorman's motion to stay and the Commissioner's related motion.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.