

Index

ABBREVIATIONS

Symbols and abbreviations, App. 22

ABSTRACTS

Social Security rulings, excerpts, and abstracts, App. 25

ACQUIESCENCE RULINGS

Generally, App. 26

ADMINISTRATIVE APPEAL OR REVIEW

Administrative Law Judge (this index)

Appeals Council (this index)
Reconsideration of initial determination. **Reconsideration and Rehearing** (this index)

Regulations regarding procedure, App. 2

ADMINISTRATIVE DETERMINATIONS AND DECISIONS

Administrative Law Judge (this index)

Appeal of decision
Administrative Appeal or Review (this index)

Judicial Review (this index)

Appeals Council unfavorable decision, § 7:10

Evidentiary value of determinations by other governmental agencies, § 2:7

Initial claim filing, § 3:9 to 3:11

ADMINISTRATIVE LAW JUDGE

Appeals Council, own motion review of ALJ's reversal by, § 7:11

Briefs
post-hearing submission, § 6:3, 6:4
unfavorable decision by
Administrative Law Judge

ADMINISTRATIVE LAW JUDGE

—Cont'd

Briefs—Cont'd
after remand by appeals council, § 7:9

Decision
generally, § 7:9
time, § 7:1

Demand or request. Hearings, *infra*
Hearings

generally, § 5:1 to 5:20
appearance, § 5:5
claim of disability, § 5:9
clarifying type of disability, § 4:6, 5:10

closing argument. Summing up case, *infra* this group

demand or request
generally, § 4:1
form of hearing request (HA-501-U5), App. 17
review request as to decision or order (HA-520-U5), App. 19

subpoena, § 4:14

dress, demeanor, and procedures discussed with claimant, § 5:11

Evidence (this index)

examination of witnesses. **Witnesses** (this index)

notice, § 4:2, 5:3

oral argument
opening statement, § 5:12
summing up case, *infra* this group

post-hearing activity, § 6:1 to 6:4, 17:1

prehearing matters

Filing Claim (this index)

Preparation for Hearing before Administrative Law Judge (this index)

ADMINISTRATIVE LAW JUDGE

—Cont'd

- Hearings—Cont'd
 - preliminaries, § 5:12
 - Preparation for Hearing before Administrative Law Judge** (this index)
 - prior work status reviewed, § 5:8
 - procedures, generally, § 5:1, 15:1 to 17:1
 - role of Administrative Law Judge, generally, § 5:2
 - summing up case
 - generally, § 5:19
 - checklist for closing arguments, § 22:48
 - supplemental hearing upon disclosure of new evidence, § 6:1
 - withdrawal of representation, § 5:4
 - Witnesses** (this index)
 - work history or prior work status clarifying disability issues
 - involving past relevant work before hearing, § 4:6
 - review for hearing, § 5:8
- Judgment. Decision, *supra*
- Oral argument. Hearings, *supra*
- Own motion review by Appeals Council of ALJ's reversal, § 7:11
- Prehearing matters. Hearings, *supra*
- Subpoena power, § 4:14
- Summing up case. Hearings, *supra*
- Time and date
 - decision, § 7:1
 - insured status date determination in preparation for hearing, § 4:5, 4:6, 4:11
 - request for hearing, § 4:1
- Work history or prior work status. Hearings, *supra*

ADVICE

- Attorneys at Law** (this index)

AFFIDAVITS

- District Court appeals, § 8:1
- Hearing admissibility, § 5:1

AGE OF CLAIMANT

- Characterization for pre-hearing evaluation, § 4:15
- Error as basis for appeal to appeals Council, § 7:2
- Review of Social Security file on case work-up, § 2:11

AGGRAVATION OF CONDITION

- Worsening of Condition** (this index)

ALJ

- Administrative Law Judge** (this index)

ANSWERS AND DEFENSES

- District Court appeals, § 8:6

APPEAL AND REVIEW

- Administrative Appeal or Review** (this index)
 - Council. **Appeals Council** (this index)
 - Hearing decision. **Hearings** (this index)
 - Judicial Review** (this index)
 - Own motion review by Appeals Council of ALJ's reversal, § 7:11
 - Standard of Review** (this index)
 - Time for appeal from adverse decisions, generally, § 2:11

APPEALS COUNCIL

- Generally, § 7:1 to 7:12
- Additional evidence submitted, § 7:4
- Briefs
 - sample brief, App. 2
 - submissions, § 7:5
- Checklist of appealable issues for review, § 22:49
- Conclusiveness of judgment or determination, § 7:10, 8:1
- Development of case when client first appears after ALJ hearing, § 7:6
- Oral argument before Council, § 7:7
- Own motion review by Council of ALJ's reversal, § 7:11
- Procedures, generally, § 18:1
- Re-evaluation of case by attorney, § 7:3

INDEX

APPEALS COUNCIL—Cont'd

- Remand
 - by Council, § 7:8, 7:9, 7:12
 - to Council by District Court, § 7:12, 8:1
- Sample memorandum to Appeals Council, App. 4
- Strategy of post Appeals Council, § 8:12
- Time and date
 - review initiation, § 7:2, 7:6
 - submissions, § 7:5
- Unfavorable decision by Council, § 7:10

APPEARANCE OF PARTIES AND COUNSEL

- Administrative Law Judge hearing, § 5:5
- Initial filing stage for claim, § 3:5

APPLICATIONS

- Certiorari application decision, § 9:7
- Initial disability form, § 3:1

APPOINTMENT OF REPRESENTATIVE

- Official form (SSA-1696), App. 10
- Official form (SSA-1696-U4), § 3:5

APPROVAL OF COURT

- Attorneys' Fees** (this index)

ARGUMENT OF COUNSEL

- Oral Argument** (this index)

ASSISTANT TO ATTORNEY

- Legal Assistant or Legal Secretary** (this index)

ATTORNEYS AT LAW

- Appearance of Parties and Counsel** (this index)
- Appointment of representative, § 3:5, 3:12, App. 10
- Contract forms, generally, § 22:31, 22:32
- Explanation** (this index)
- Fees. **Attorneys' Fees** (this index)
- Filing claim, attorney advisors' role as decision makers, § 3:18

ATTORNEYS AT LAW—Cont'd

- First contact with claimant during pendency of proceedings
 - after hearing before Administrative Law Judge, § 7:6
 - after initial filing and determination, § 2:11
- Hearing request filed, § 4:1
- Initial pre-hearing claim filing stage
 - pros and cons as to legal representation, § 3:16
- Instructions to Claimant** (this index)
- Interview with Client** (this index)
- Legal Assistant or Legal Secretary** (this index)
- Letter of notice of representation to local SSA office, § 11:13
- Oral Argument** (this index)
- Withdrawal of representation, § 5:4
- Work-up and Evaluation of Case** (this index)

ATTORNEYS' FEES

- Generally, § 1:2, 10:1 to 10:8
- Agreement forms, § 22:32, 22:33
- Approval and collection
 - generally, § 1:2, 10:5, 10:6
 - form of order approving, § 22:58
 - petition for approval of fees, *infra*
 - problems in fee collection, § 10:6
 - procedures for collection, generally, § 21:1
- Calculating fee, § 10:3
- Claiming a fee, § 10:4
- Collection. Approval and collection, *supra*
- Direct payment of
 - identifying information, form for (SSA-1695-F3), App. 14A
 - request for appointed representative's direct payment information, form for (SSA-1699), App. 14B
- Equal Access to Justice Act, § 10:7, 10:8, App. 24
- Information form as to social security fees, § 22:57
- Initial interview, § 10:1

ATTORNEYS' FEES—Cont'd

- Petition for approval of fees, official form (SSA-1560), App. 14
- Section 406(b)fees, § 10:8
- Time and date
 - approval and collection of fees, § 10:5
 - calculation of fee, § 10:3
 - Claiming a fee, § 10:4
 - Equal Access to Justice Act, § 10:7
 - reviewing time and activities after award, § 10:2

BIAS

- Administrative Law Judge, § 4:12, 5:2

BRIEFS

- Administrative Law Judge** (this index)
- Appeals Council** (this index)
- Circuit Court Appeals** (this index)
- District Court Appeals** (this index)

BURDEN OF PROOF

- Presumptions and Burden of Proof** (this index)

CANCELLATION OF BENEFITS

- Termination of Disability or Disability Benefits** (this index)

CERTIFICATES AND CERTIFICATION

- Independent examining physician, § 4:8

CERTIORARI

- Decision whether to apply, § 9:7

CESSATION OF BENEFITS

- Termination of Disability or Disability Benefits** (this index)

CHILDREN AND MINORS

- Disability report (SSA-3820-BK), App. 13
- Disabled Adult Child's Benefits distinguished from other benefits, § 2:1
- Questionnaire for children claiming SSI benefits (SSA-3881-BK), App. 11

CIRCUIT COURT APPEALS

- Generally, § 9:1 to 9:7
- Briefs
 - generally, § 9:3
 - preparation, § 9:5
 - samples, App. 8
- Certiorari application decision upon unfavorable result, § 9:7
- Filing requirements, § 22:56
- Identifying appellate issues with merit, § 9:1
- Knowing the appellate record, § 9:4
- Medical history, preparing briefs, § 9:5
- Notice of appeal
 - generally, § 9:2
 - sample form, § 22:52
- Oral argument, § 9:3, 9:6
- Personal history of claimant, preparing briefs, § 9:5
- Procedural history of claimant's case, preparing briefs, § 9:5
- Procedures, generally, § 9:2, 20:1
- Record, generally, § 9:3, 9:4
- Sample form of notice of appeal, § 22:52
- Time and date
 - initiation of appeal from District Court decision, § 9:2, 9:3
 - reply brief, § 9:5
- Transcripts, § 9:2 to 9:4
- US Supreme court certiorari, deciding whether to apply for, § 9:7

CLARIFICATION OF ISSUES

- Hearings before Administrative Law Judge, § 4:6, 5:10
- Initial interview, § 1:2

CLINICS

- Hospitals and Clinics** (this index)

CLOSED AWARD

- District Court appeal relief, § 8:10

COLLECTION OF FEES

- Attorneys' Fees** (this index)

COMPLAINTS

- District Court Appeals** (this index)

INDEX

COMPLICATIONS EXTENDING DISABILITY

Additional medical evidence on
reconsideration, § 3:14

CONCLUSIVENESS OF JUDGMENT OR DETERMINATION

Appeals Council decision, § 7:10, 8:1
Hearing request dismissal, post-hear-
ing brief, § 6:4
Post-hearing activity, § 6:4, 6:6
Review of file during case work-up
disclosing dispositive prior
determinations, § 2:11

CONSOLIDATION OF CLAIMS

Letter requesting, § 22:24

CONSOLIDATION OF EVIDENCE

Medical evidence of record, § 22:40

CONTRACTS AND AGREEMENTS

Forms for attorney-client relation-
ship. **Attorneys at Law** (this
index)

CORROBORATION

Lay witnesses as source, § 2:15
Testimony at hearing before
Administrative Law Judge,
§ 5:14

COSTS AND EXPENSES

Attorney's fee, § 10:1, 10:5, 10:7
Initial interview element, § 1:2
Travel expenses, § 2:16

COURTS

Judicial Review (this index)

COVER SHEETS

Data packet, § 11:1

DATA PACKET

Generally, § 11:1, 11:2

DAY OR DATE

Time and Date (this index)

DECISIONS AND DETERMINATIONS

**Administrative Determinations and
Decisions** (this index)

DECISIONS AND DETERMINATIONS—Cont'd Courts. **Judgments, Decrees, and Orders** (this index)

DELAY

Postponement or extension of time
(this index)

DEMAND OR REQUEST

Administrative Law Judge (this
index)

Direct payment information re
appointed representative, form
requesting, App. 14B

District Court Appeals (this index)

Further medical examination, § 3:15,
4:8, 4:9

Hearings (this index)

Medical information at work-up
stage, § 2:2 et seq.

Oral argument on appeal to District
Court, § 8:1

Reconsideration of administrative
determination, § 3:10, App. 15,
App. 16

DEMEANOR OF CLAIMANT

Advice for hearing, § 5:11

DESCRIPTION

Identification and Description (this
index)

DETERMINATIONS

Decisions and Determinations (this
index)

DEVELOPMENT OF CLAIM

Work-up and Evaluation of Case
(this index)

DIABETES MELLITUS

Medical information, letter request-
ing, § 22:7

DIGESTIVE SYSTEM

Medical information, letter request-
ing, § 22:6

DIRECT PAYMENT

Attorneys' Fees (this index)

DISCOVERY

Pre-hearing preparation, § 4:13

DISTRICT COURT APPEALS

Generally, § 8:1 to 8:12

Access to judicial review, § 8:1

Answer and transcript, obtaining of,
§ 8:6

Briefs

generally, § 8:9

plaintiff's motion for reversal or
remand, App. 6

Checklist of issues, § 22:50, 22:51

Complaint

commencement of appeal by, § 8:4

sample, App. 5, App. 7

Demand or request, relief, § 8:8, 8:10

Evidence, § 8:1 to 8:3, 8:8, 8:9, 8:12

Filing, § 8:4

Issues appealable, § 8:3

Judgment. Orders of court, *infra*

Oral argument, § 8:1, 8:7

Orders of court

appeal to Circuit Court. **Circuit
Court Appeals** (this index)

sample form for District Court
order of judgment, § 22:53

Pleadings

answers and defenses, § 8:4, 8:6

complaint, *supra*

list, § 22:51

Post Appeals Council strategy, § 8:12

Procedures, generally, § 19:1

Relief requested, § 8:10

Remand, § 7:12, 8:12, App. 6

Response by claimant to court's deci-
sion, § 8:11

Scope of judicial review, § 8:2

Standard of review, § 8:8

Strategy of post Appeals Council,
§ 8:12

Summons

Filing by mail, § 8:5

Time and date

generally, § 9:2, 9:3

filing, § 8:4

taking of appeal, § 7:10

DISTRICT COURT APPEALS

—**Cont'd**

Transcripts and answer obtained,
§ 8:6

Worsening of condition as factor,
§ 8:2

DISTRICT OFFICE

Filing Claim (this index)

DOMICILE

District Social Security Office juris-
diction determined, § 3:4

DRESS OF CLAIMANT

Advice for hearing, § 5:11

DRUGS AND NARCOTICS

List of claimant's medications,
§ 22:29

EARNED INCOME

**Wages, Salaries, and Earned
Income** (this index)

EDUCATION OF CLAIMANT

Characterization for pre-hearing
evaluation, § 4:15

Error as basis for appeal to Appeals
Council, § 7:2

Examination of claimant at hearing,
§ 5:14

Full-time school attendance as affect-
ing disability determination,
§ 2:10

Review of Social Security file during
case work-up, § 2:11

ELECTION

Further medical examination in prep-
aration for hearing, § 4:8

EMPLOYER

Letter requesting information from,
§ 22:11

EQUAL ACCESS TO JUSTICE ACT

Attorneys' fees, § 10:7, 10:8, App. 24

ERROR OR MISTAKE

Appeals Council basis for appeal,
§ 7:2

District Court appeal basis, § 8:1

INDEX

ERROR OR MISTAKE—Cont'd

Employers' records used to correct
Social Security Administration
records, § 2:10

EVALUATION OF CASE

Work-Up and Evaluation of Case
(this index)

EVALUATION OF PAIN

Pain (this index)

EVIDENCE

Additional medical evidence

Affidavits (this index)

presented at review before Appeals
Council, § 7:4

presented in preparation for ALJ
hearing, § 4:7

supplied at initial claim filing
stage, § 3:14

Administrative Law Judge hearing,
generally, § 5:1

Affidavits (this index)

Appeals Council as forum for
submission of additional evi-
dence, § 7:5

Consolidation and summary of medi-
cal evidence of record, § 22:40

Consultative medical examination by
physicians retained by state
agencies, § 4:9

District court review, § 8:1 to 8:3,
8:8, 8:9, 8:12

Hearsay, § 5:1, 5:12

Insured status date determination,
§ 4:5, 4:11

Letter requesting copy of exhibits,
§ 22:22

Post-ALJ hearing presentation of
additional evidence, § 6:1

Prerequisite to approval of claim,
generally, § 2:1

Presumptions and Burden of Proof
(this index)

Proof of service sample form,
§ 22:54, App. 7

Request for ALJ hearing, § 4:1

Sample proof of service, § 22:54,
App. 7

Witnesses (this index)

EVIDENCE—Cont'd

Work-Up and Evaluation of Case
(this index)

EXAMINATION

Medical Examination (this index)

Witnesses (this index)

EXHIBITS

Evidence (this index)

Letter requesting copy of exhibits,
§ 22:22

EXPENSES

Costs and Expenses (this index)

EXPERT TESTIMONY

Medical advisor questioned at ALJ
hearing, § 5:15

Pre-hearing conference subject mat-
ter, § 4:11

Vocational Expert (this index)

EXPLANATION

Initial interview

generally, § 1:2

process fact sheet for claimant,
§ 22:30

Instructions to Claimant (this
index)

EXTENSION OF TIME

**Postponement or Extension of
Time** (this index)

FAMILY OR FRIENDS OF CLAIMANT

Initial interview attendance for illiter-
ate or incoherent claimant, § 1:1

Lay witnesses, § 2:15

FEE PETITIONS

Letter requesting and in support of,
§ 22:25

FEES AND CHARGES

Attorneys' Fees (this index)

Information as to social security fees,
§ 22:57

FILING CLAIM

Generally, § 3:1 to 3:18

Additional forms filed, § 3:13

FILING CLAIM—Cont'd

- Additional medical evidence supplied, § 3:14
- Administrative determination, § 3:9 to 3:11
- Administrative review process, § 3:17
- Appearance as attorney filed, § 3:5
- Attorney advisors' role as decision makers, § 3:18
- Circuit Court appeals, § 22:56
- District Court appeals, § 8:4
- District office
 - comments recorded on disability report form, § 3:3
 - going to office to review or discuss case, § 3:12
 - powers, § 3:4
- Forms
 - additional forms filed, § 3:13
 - district office providing, § 3:4
 - initial disability forms filled out, § 3:1
 - medical information form completed, § 3:3
- Further medical evaluation requested, § 3:15
- Medical information form completed, § 3:3
- Procedures, generally, § 14:1
- Pros and cons, § 3:16
- State Agencies** (this index)
- Work history filled out, § 3:2

FORMS

- Generally, § 22:26 et seq.; for specific forms see particular topics throughout this index
- Filing Claim** (this index)

FORUM

- Choice in preparation for hearing, § 4:2

FREEDOM OF INFORMATION ACT AND PRIVACY ACT

- Claims file access, § 3:5, 3:12
- Pre-hearing review of file, § 4:3

FRIENDS

- Family or Friends of Claimant** (this index)

GRIDS

- Interview with claimant, § 1:8

HEARINGS

- Administrative Law Judge** (this index)
 - Appeals Council, § 7:6
 - Circuit Court Appeals, § 9:3
 - Demand. Request for hearing, *infra*
 - Guide to hearing testimony, App. 21
 - Location or place Administrative Law Judge hearing, § 5:3
 - Non-acquiescence, policy of, § 5:20
- Oral Argument** (this index)
 - Request for hearing
 - disability issue, generally, App. 19
 - letter of notice of request, § 22:18
 - letter requesting, § 22:19
 - Social Security Administration hearing, § 4:2
 - Review of hearing decision, letter requesting, § 22:21

HEARSAY EVIDENCE

- Hearing admissibility, § 5:1, 5:12

HEART

- Medical information, letter requesting, § 22:4

HISTORY OF DISEASE, DISABILITY, OR MEDICAL CONDITION

- Medical History** (this index)

HISTORY OF WORK

- Work History** (this index)

HOSPITALS AND CLINICS

- Additional medical evidence gathered before hearing, § 4:7
- Medical authorization form, § 22:27
- Medical information, letter requesting, § 22:10
- Records obtained, § 2:6

HYPOTHETICAL QUESTIONS

- Expert Testimony** (this index)

INDEX

IDENTIFICATION AND DESCRIPTION

- Appellate issues identified with merit for appeal to Circuit Courts, § 9:1
- Appropriate state agency for filing, § 3:7
- Hospital given wherewithal to locate records of claimant, § 2:6
- Initial interview including witness identification, § 1:2
- Job description in vocational report, § 3:2
- Misfiled information as affecting claim determination, § 3:12

IMPAIRMENTS LISTING

- Exertional and non-exertional impairments and residual functional capacity assessment, § 22:46
- Interview with claimant, § 1:6
- Mental impairments, § 22:46, 22:60
- Quick reference, § 22:35

INCOME

- Supplemental Security Income** (this index)
- Wages, Salaries, and Earned Income** (this index)

INITIAL INTERVIEW

- Interview with Client** (this index)

INSTRUCTIONS TO CLAIMANT

- Form of client instruction sheet, § 22:39
- Hearing dress, demeanor, and procedures, § 5:11

INSURED STATUS

- Computation
 - generally, § 2:2
 - work sheet, § 22:36
- Date determination in preparation for hearing, § 4:5, 4:6, 4:11
- Employment records as aid in establishing, § 2:10

INTERVIEW WITH CLIENT

- Generally, § 1:1 to 1:9
- Concluding the interview, § 1:2

INTERVIEW WITH CLIENT

—Cont'd

- Conducting the interview, generally, § 1:2
- Data packet materials, § 11:2
- Defining disability, § 1:4
- Evaluation
 - post-interview evaluation, infra
 - screening and evaluation of case before interview, § 1:1
- Explanation of claims process.
 - Explanation** (this index)
- Fee agreement. **Attorneys' Fees** (this index)
- Grids, § 1:8
- Listing of impairments, § 1:6
- Post-interview evaluation
 - generally, § 1:3
 - checklist, § 22:34
- Pre-interview evaluation and screening, § 1:1
- Procedures, generally, § 12:1
- Residual functional capacity, § 1:7
- Severity requirement, § 1:5
- Substantial gainful activity requirement, § 1:4
- Vocational expert testimony, § 1:9

INVESTIGATION OF CASE

- Work-Up and Evaluation of Case** (this index)

JUDGMENTS, DECREES, AND ORDERS

- Administrative determination of initial filing, § 3:9
- Administrative Law Judge** (this index)
- Appeal. **Appeal and Review** (this index)
- Attorney fee approval sample order, § 22:58
- Circuit Court unfavorable decision or judgment, § 9:7
- Conclusiveness of Judgment or Determination** (this index)
- District Court Appeals** (this index)
- Summary Judgment** (this index)
- Transcript order form, § 22:55

JUDICIAL REVIEW

- Circuit Court Appeals** (this index)
- District Court Appeals** (this index)
- Supreme Court certiorari, § 9:7

KNOWLEDGE

- Notice and Knowledge** (this index)

LEGAL ASSISTANT OR LEGAL SECRETARY

- Initial interview supplementary and follow-up duties, § 1:2
- Work-up and evaluation activities, § 13:2

LETTERS

- Generally, § 22:1 et seq.; for specific letters see particular topics throughout this index
- Admissibility as evidence of disability, § 2:7

LISTS AND SCHEDULES

- Claimant's medication list, § 22:29
- Impairments, listing, selected medical terms, § 22:35
- Impairments Listing** (this index)

LOCATION OR PLACE

- Hearings** (this index)

MAIL AND MAILING

- Facilitating communication by providing client with materials, § 1:2
- Procedure: Filing a summons by mail, § 8:5
- Sample proof of service, § 22:54

MEDICAL ADVISOR

- Questioning at hearing, § 5:15

MEDICAL AUTHORIZATION FORMS

- Hospital/clinic, § 22:27
- Physician, § 22:26

MEDICAL EXAMINATION

- Authorization forms. **Medical Authorization Forms** (this index)
- Disability report form contents, § 3:3

MEDICAL EXAMINATION

—Cont'd

- Election of further examination in preparation for hearing, § 4:8
- General physical examination, § 22:61
- Pain** (this index)
- Request for further examination or evaluation, § 3:15, 4:9
- State agency procuring, § 3:6
- Work-up and evaluation of case generally, § 2:3, 2:4, 2:12, 2:13
- data packet, § 11:2
- Pain** (this index)

MEDICAL HISTORY

- Appellate brief in United States Circuit Courts, § 9:5
- Review for hearing, § 5:7

MEDICAL INFORMATION

- Catchall report, § 22:37
- Completion of form as part of claim filing process, § 3:3
- Evidence** (this index)
- Examination to obtain. **Medical Examination** (this index)
- History. **Medical History** (this index)
- Letters requesting
 - generally, § 22:1 et seq.
 - diabetes mellitus, § 22:7
 - digestive system, § 22:6
 - heart, § 22:4
 - hospital or clinic, § 22:10
 - mental problems, § 22:9
 - miscellaneous sources, § 22:12
 - musculoskeletal system, § 22:2
 - physician, § 22:1, 22:17
 - pulmonary system, § 22:5
 - seizure disorder, § 22:8
 - updated medical information, § 22:17
 - visual information, § 22:3
- List of claimant's medications, § 22:29
- Work-up and evaluation of case, generally, § 2:2 et seq.

INDEX

MEDICAL RECORDS

Letter to state agency accompanying records, § 22:14

MEDICAL TERMS

Glossary, App. 23

List of impairments, selected medical terms, § 22:35

MEDICAL VOCATIONAL GUIDELINES

Grids, § 1:8

MENTAL PROBLEMS

Medical information, letter requesting, § 22:9

MENTAL RESIDUAL FUNCTIONAL CAPACITY ASSESSMENT

Generally, § 22:42

MINORS

Children and Minors (this index)

MISTAKE

Error or Mistake (this index)

MULTIPLE IMPAIRMENTS

Evaluation of file for completeness, § 4:4

MUSCULOSKELETAL SYSTEM

Medical information, letter requesting, § 22:2

Normal range of motion values, § 22:59

NOTICE AND KNOWLEDGE

Circuit court appeals, knowing the appellate record, § 9:4

Circuit Court Appeals (this index)

Further medical examination by Social Security Administration, § 4:9

Hearing, § 4:2, 5:3, 22:18

Letter of notice of representation to local SSA office, § 11:13

OBJECTIVE EVIDENCE

Work-up and evaluation of case, § 2:6, 2:8

OPEN AWARD

District Court appeal relief, § 8:10

OPTION

Further medical examination in preparation for hearing, § 4:8

ORAL ARGUMENT

Administrative Law Judge (this index)

Appeals Council proceedings, § 7:7

Circuit Court appeals, § 9:3, 9:6

District Court appeals, § 8:1, 8:7

ORDERS OF COURT

Judgments, Decrees, and Orders (this index)

OVERPAYMENTS

Generally, § 6:8

PAIN

Evaluation, generally, § 2:9

PARALEGALS

Legal Assistant or Legal Secretary (this index)

PAST RELEVANT WORK

Clarifying issues on disability before hearing, § 4:6

PENDENCY OF ACTION

Checking to see if client has filed other litigation, § 2:14

PETITIONS

Attorneys' fees, petition for approval of fees, official form (SSA-1560), App. 14

Fee petition, letter requesting and in support of, § 22:25

Rehearing before Court of Appeals, § 9:7

PHYSICAL EXAMINATION

Medical Examination (this index)

PHYSICAL OR MENTAL IMPAIRMENT

Defined, § 2:1

PHYSICIANS AND SURGEONS

Medical Advisor (this index)

Medical authorization form, § 22:26

PHYSICIANS AND SURGEONS

—Cont'd

- Medical Examination** (this index)
- Medical information, letter requesting, § 22:1, 22:17
- Work-up and evaluation of case
 - proper evaluation standard obtained from physician, § 2:5
 - records to be obtained from physician, § 2:4

PLACE OF HEARING

- Hearings** (this index)

PLEADINGS

- Applications** (this index)
- District Court Appeals** (this index)
- Petitions** (this index)

POST-HEARING ACTIVITY

- Generally, § 6:1 to 6:8, 17:1
- Additional evidence, presenting, § 6:1
- Briefs, § 6:3, 6:4
- Cessation of disability benefits, § 6:5
- Overpayments, § 6:8
- Reopening determination, § 6:7
- Res judicata, § 6:6
- Trial work period, § 6:4
- Worsening of condition, § 6:2

POST-INTERVIEW EVALUATION

- Interview with Client** (this index)

POSTPONEMENT OR

EXTENSION OF TIME

- District Court appeals, § 8:6
- Hearing before Administrative Law Judge, § 5:5
- Letter requesting extension for filing of appeal, § 22:23

PRE-HEARING MATTERS

- Administrative Law Judge** (this index)
- Filing Claim** (this index)

PREJUDICE

- Administrative law judge, § 4:12, 5:2

PREPARATION FOR HEARING BEFORE ADMINISTRATIVE LAW JUDGE

- Generally, § 4:1 to 4:15, 5:6
- Additional medical evidence presented, § 4:7
- Administrative Law Judge's role, § 4:10, 4:11
- Bias, dealing with possible judicial, § 4:12
- Choosing forum, § 4:2
- Clarifying disability issues, § 4:6
- Discovery, conduct of, § 4:13
- Election of further medical examination, § 4:8
- Instructions to Claimant** (this index)
- Insured status date determination, § 4:5, 4:11
- Medical history reviewed, § 5:7
- Procedures, generally, § 15:1
- Request for hearing filed, § 4:1
- Review and evaluation of file
 - by counsel, § 4:3, 4:4, 4:15
 - with Administrative Law Judge, § 4:10, 4:11
- Social Security Administration request for further medical examination, § 4:9
- Subpoena
 - requested, § 4:14
 - review of file, § 4:3
- Workup. Review and evaluation of file, *supra*

PRESUMPTIONS AND BURDEN OF PROOF

- Appeal of cessation or termination cases, § 8:1
- Circuit Court of Appeals review, § 9:1
- Earnings level as presumptive of disability, § 2:10

PRIOR INCONSISTENT STATEMENTS OR TESTIMONY

- Medical advisor's testimony impeached, § 5:15

INDEX

PRIOR WORK EXPERIENCE OR STATUS

Work History (this index)

PRIVACY ACT

Freedom of Information Act and Privacy Act (this index)

PRIVATE PENSIONS

Evidence of disability, § 2:7

PROCESS AND SERVICE OF PROCESS AND PAPERS

Appeal to Circuit Court, § 9:2
Proof of service sample form, § 22:54, App. 7

PULMONARY SYSTEM

Medical information, letter requesting, § 22:5

QUESTIONNAIRE

Children claiming SSI benefits (SSA-3881-BK), App. 11
Witnesses, § 22:44

RAILROAD BOARD

Initial disability benefit application filing, § 3:1

REBUTTAL

Oral argument before Circuit Court of Appeals, § 9:6

RECONSIDERATION AND REHEARING

Initial administrative determination generally, § 3:10, 3:11
disability cessation right to appear (SSA-789), App. 16
request official form (SSA-561_U2), App. 15
Letter to Social Security Office requesting reconsideration, § 22:15, 22:16
Petition to Court of Appeals, § 9:7

RECORDS AND RECORDING

Circuit Court appeals, § 9:3, 9:4
Consolidation and summary of medical evidence of record, § 22:40
Filing Claim (this index)

RECORDS AND RECORDING —Cont'd

Freedom of Information Act and Privacy Act (this index)

Hearing record established, § 5:14
Initial determination rationale (Disability Transmittal Form SSA-831), § 3:9

Medical records, letter to state agency accompanying, § 22:14

Prehearing review of file. **Preparation for Hearing before Administrative Law Judge** (this index)

Transcripts (this index)

Work-up and Evaluation of Case (this index)

REGULATIONS

Generally, App. 1
Acquiescence rulings, App. 26
Administrative appeal procedure, App. 2
Analysis of case pursuant to Social Security Regulations, App. 3

REHEARING

Reconsideration and Rehearing (this index)

RELATIVES

Family or Friends of Claimant (this index)

REMAND

Appeals Council (this index)
District court appeals, § 7:12, 8:12, App. 6

REOPENING OF PROCEEDINGS

Generally, § 6:7
Review of Social Security file disclosing error in prior proceedings, § 2:11

REPLY OR RESPONSE

Circuit court reply brief, § 9:5

REPORTS

Disability report generally, § 3:3
adults, form for (SSA-3368-BK), App. 13

REPORTS—Cont'd

- Disability report—Cont'd
 - appeal, generally, App. 18
 - children, form for (SSA-3820-BK), App. 13
- Establishment of claim, generally, § 2:2 et seq.
- Medical catchall report, § 22:37
- Plaintiff's objections to magistrate's report and recommendation, sample, App. 9
- Work history report, § 3:2, App. 12
- Worksheet for claim development (Claims Report), § 22:38

REPRESENTATIVE FOR CLAIMANT

- Appointment of representative form (SSA-1696), App. 10
- Appointment of representative form (SSA-1696-U4), § 3:5, 3:12
- Attorneys at Law** (this index)

REQUESTS

- Demand or Request** (this index)

RESIDUAL FUNCTIONAL CAPACITY

- Assessment forms, § 22:41, 22:42, 22:46, App. 20
- Clarifying issues on disability, § 4:6, 5:10
- Independent medical examination before hearing, § 4:8
- Interview with claimant, § 1:7
- Making record in hearing, § 5:14
- Mental residual functional capacity assessment, § 22:42
- Physician's report establishing, § 2:5
- Pre-hearing case evaluation, § 4:15
- Work history considerations, § 3:2

RES JUDICATA

- Conclusiveness of Judgment or Determination** (this index)

RESPONSE

- Reply or Response** (this index)

REVIEW

- Generally. **Appeal and Review** (this index)

REVIEW—Cont'd

- Non-adjudicative evaluation and review of file in preparation for hearing. **Preparation for Hearing before Administrative Law Judge** (this index)

RULINGS

- Acquiescence rulings, App. 26
- Social Security rulings, excerpts, and abstracts, App. 25

SALARIES

- Wages, Salaries, and Earned Income** (this index)

SCHEDULES

- Lists and Schedules** (this index)

SCHOOLS

- Education of Claimant** (this index)

SCREENING OF CASE

- Pre-interview activities, § 1:1

SEIZURE DISORDER

- Medical information, letter requesting, § 22:8

SELF-SERVING STATEMENTS

- Evidentiary value, § 2:8, 3:8

SERVICE OF PROCESS

- Process and Service of Process and Papers** (this index)

SIGNATURES

- Initial disability form, § 3:1

STANDARD FOR EVALUATION

- Physician as supplying proper standard, § 2:5

STANDARD OF REVIEW

- Circuit Court appeals, § 9:1
- District Court review of administrative decisions, § 8:8
- Initial administrative determination reconsideration, § 3:11
- Medical improvement review standard, § 6:5

STATE AGENCIES

- Determinations in other proceedings as evidence, § 2:7

INDEX

STATE AGENCIES—Cont'd

- Filing claim
 - identifying and dealing with appropriate agency, § 3:7
 - role of agency, § 3:6
 - utilizing agencies for claimant's benefit, § 3:8

STATUS AS INSURED

- Insured Status** (this index)

SUBPOENA

- Preparation for Hearing before Administrative Law Judge** (this index)

“SUBSTANTIAL GAINFUL ACTIVITY”

- Clarifying issues on disability before hearing, § 4:6
- Defining disability, § 1:4, 2:1
- Employers' records establishing existence or nonexistence, § 2:10
- Interview with claimant, § 1:4
- Post-hearing brief contents, § 6:4

SUMMARY JUDGMENT

- District Court review of administrative determination by motion generally, § 8:1

SUMMING UP CASE

- Administrative Law Judge** (this index)

SUMMONS

- District court appeals, Filing by mail, § 8:5

SUPPLEMENTAL HEARING

- New evidence unfavorable to claimant, § 6:1

SUPPLEMENTAL SECURITY INCOME

- Complaint for, App. 7
- Distinguished from other benefits, § 2:1

SUPREME COURT OF UNITED STATES

- Certiorari, decision whether to apply for, § 9:7

SUPREME COURT OF UNITED STATES—Cont'd

- Judicial review access, dismissal for untimeliness, § 8:1

SYMBOLS

- Abbreviations and symbols, App. 22

TELEPHONE

- Contact of witnesses, § 1:2
- Pre-interview evaluation and screening, § 1:1

TERMINATION OF DISABILITY OR DISABILITY BENEFITS

- Generally, § 6:5
- Appeal to District Court, § 8:1
- Brief following decision by Administrative Law Judge, § 6:4
- Trial work period and post-hearing briefs, § 6:4

TESTIMONY

- Witnesses** (this index)

TIME AND DATE

- Administrative Law Judge** (this index)
- Appeal from adverse decisions, generally, § 2:11
- Appeals Council** (this index)
- Attorneys' Fees** (this index)
- Circuit Court Appeals** (this index)
- District Court Appeals** (this index)
- Filing claim, § 3:1
- Postponement or Extension of Time** (this index)

TRANSCRIPTS

- Circuit Court appeals, § 9:2 to 9:4
- District Court appeal, § 8:6, 8:7
- Order form, § 22:55

TRANSFERABILITY OF SKILLS

- Residual Functional Capacity** (this index)

TRANSMITTAL OF INITIAL DETERMINATION

- Form (SSA-831), § 3:9

TRAVEL EXPENSES

Work-up and evaluation of case,
§ 2:16

TRIAL WORK PERIOD

Post-hearing brief on claimant's
entitlement, § 6:4

Unsuccessful. **Unsuccessful Work
Attempts** (this index)

UNITED STATES ATTORNEY

District Court appeal defense, § 8:4,
8:6

UNSUCCESSFUL WORK

ATTEMPTS

Disability report form, § 3:3
Filing date for onset of disability,
§ 3:1

**UPDATED MEDICAL
INFORMATION**

Letter requesting, § 22:17

VETERANS ADMINISTRATION

Evidence of disability, § 2:7
Initial disability benefit application
filing, § 3:1

**VISION OR VISUAL
INFORMATION**

Medical information, letter request-
ing, § 22:3

VOCATIONAL CONSIDERATIONS

Assessment form, § 22:43
Expert. **Vocational Expert** (this
index)
History. **Work History** (this index)

VOCATIONAL EXPERT

Error as basis for appeal to Appeals
Council, § 7:2
Interview with client, § 1:9
Questioning at hearing
generally, § 5:16
assessment of necessity and
formulation of hypothetical
questions, § 22:47

**WAGES, SALARIES, AND EARNED
INCOME**

Attorneys' Fees (this index)

**WAGES, SALARIES, AND EARNED
INCOME—Cont'd**

Insured status date determination,
§ 4:5

Level as presumptive of disability,
§ 2:10

WAIVER

Appearance at hearing before
Administrative Law Judge, § 5:5

WITNESSES

Administrative Law Judge hearings,
generally, § 5:11, 5:13 to 5:18

Affidavits (this index)

Claimant examined at hearing before
Administrative Law Judge,
§ 5:13, 5:14

Contact for information regarding
disability, § 1:2, 2:15

Corroboration (this index)

Expert Testimony (this index)

Guide to hearing testimony, App. 21

Hearing tactics, § 5:12

Identification in initial interview,
§ 1:2

Information form, § 22:28

Interview and hearing questions,
§ 22:45

Letter requesting presence, § 22:20

Medical advisor questioned at ALJ
hearing, § 5:15

Questionnaire, § 22:44

Self-serving statements of claimant,
§ 2:8, 3:8

Vocational Expert (this index)

Work-up and evaluation of case, lay
witness contact as to disability,
§ 2:15

WORKERS' COMPENSATION

Pending or prior action as affecting
Social Security claim, § 2:14

WORK HISTORY

Administrative Law Judge (this
index)

Computation of insured status, § 2:2

Employer's or social security records
as evidence, § 2:10

INDEX

WORK HISTORY—Cont'd

- Report of work history (SSA-3369 BK), § 3:2, App. 12
- Review of Social Security file during case work-up, § 2:11

WORK-UP AND EVALUATION OF CASE

- Generally, § 2:1 to 2:15
- Claim development worksheet (Claims Report), § 22:38
- Client evaluation
 - generally, § 1:1, 2:12, 2:13
 - post-interview checklist, § 22:34
- Computation of insured status, § 2:2, 22:36
- Distinguishing types of disability law, § 2:1
- Employment records obtained and reviewed, § 2:10, 2:11
- Evidence, generally, § 2:3 to 2:11, 2:14
- First contact with client after hearing before Administrative Law Judge, § 7:6
- Forms, § 22:26 et seq.
- Further medical evaluation requested at initial filing stage, § 3:15
- Hospital records obtained, § 2:6
- Insured Status** (this index)
- Interview with Client** (this index)

WORK-UP AND EVALUATION OF CASE—Cont'd

- Lay witnesses contacted regarding disability, § 2:15
 - Medical Examination** (this index)
 - Objective evidence obtained, § 2:6, 2:8
 - Pain evaluation, generally, § 2:9
 - Pending or prior litigation filed by client, § 2:14
 - Physicians and Surgeons** (this index)
 - Pre-hearing preparation, § 4:4, 4:15
 - Preparation for Hearing before Administrative Law Judge** (this index)
 - Procedures, § 13:1, 13:2
 - Records obtained, evaluated, and reviewed, generally, § 2:3 to 2:6, 2:10
 - Re-evaluation before appeal to Appeals Council, § 7:3
 - Social security records obtained and reviewed, § 2:10
 - Travel expenses, § 2:16
- ### **WORSENING OF CONDITION**
- Appeal basis in United States Circuit Courts, § 9:1
 - District Court appeal, § 8:2
 - Post-hearing matters, § 6:2