

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF WEST VIRGINIA  
AT CHARLESTON

DAVID JOE COOK,

Plaintiff

v.

Civil Action No.: 2:11-0485

MICHAEL J. ASTRUE,  
Commissioner of  
Social Security,

Defendant

MEMORANDUM OPINION AND ORDER

The court has received the Proposed Findings and Recommendation (PF&R) of United States Magistrate Judge Mary E. Stanley, entered on May 2, 2012.

The magistrate judge recommends that the court reverse the Commissioner's final decision and remand the claim pursuant to the fourth sentence of 42 U.S.C.A. § 405(g) for the purpose of awarding benefits.

Inasmuch as neither party has objected to the PF&R, and following a de novo review, the court concludes the recommended disposition is correct. It is, accordingly, ORDERED as follows:

1. That the PF&R be, and it hereby is, adopted by the