

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

No. 09-4309

FILED***Jul 15, 2011***

LEONARD GREEN, Clerk

RICHARD COLE,
Plaintiff - Appellant,

v.

MICHAEL ASTRUE, Commissioner of Social Security,
Defendant - Appellee.

Before: MOORE and STRANCH, Circuit Judges; COHN, District Judge.

JUDGMENTOn Appeal from the United States District Court
for the Southern District of Ohio at Dayton.

THIS CAUSE was heard on the record from the district court and was argued by counsel.

IN CONSIDERATION WHEREOF, it is ORDERED that the judgment of the district court is REVERSED with instructions to REMAND to Michael Astrue, Commissioner of Social Security, for further proceedings consistent with the opinion of this court.

ENTERED BY ORDER OF THE COURT

Leonard Green, Clerk