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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 James Cassidy,

10 Plaintiff,

11 v.

12 Commissioner of Social Security
13 Administration,

14 Defendant.

No. CV-16-08286-PCT-ESW

ORDER

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16 On November 29, 2016, Plaintiff filed his Complaint for Judicial Review,
17 requesting “the opportunity to review the evidence that might provide a basis for even
18 requesting reopening of the prior determination.” (Doc. 1 at 6). Specifically, Plaintiff
19 sought an order from the Court requiring the Commissioner to answer the Complaint and
20 file a certified copy of the entire record in the case. (Id. at 7). On August 8, 2018,
21 Defendant filed her Answer (Doc. 20). On February 8, 2018, Defendant also filed Notice
22 of Filing Supplemental Certified Administrative/Transcript of Record which included “a
23 certified copy of the supplemental transcript of the record including the evidence upon
24 which the findings and decision complained of are based.” (Doc. 33 at 1). On the basis of
25 the record, Defendant requests the Court dismiss the case for lack of subject matter
26 jurisdiction. (Doc. 34 at 8). Plaintiff indicates that he has received all the documentation
27 underlying the prior denial of his disability application, and Plaintiff has no objection to
28 dismissal of the case. (Doc. 35 at 1).

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For the reasons set forth in Defendant’s responsive briefing,

IT IS ORDERED dismissing Plaintiff’s Complaint (Doc. 1). The Clerk of Court shall terminate the case.

Dated this 28th day of September, 2018.



Eileen S. Willett
United States Magistrate Judge