1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 CENTRAL DISTRICT OF CALIFORNIA 9 10 KEVIN ATKINS. Case No. CV 07-706-CAS (OP) 11 ORDER ADOPTING FINDINGS, Plaintiff, 12 CONCLUSIONS, AND RECOMMENDATION OF UNITED STATES MAGISTRATE 13 VS. JUDGE MICHAEL J. ASTRUE,<sup>1</sup> Commissioner of Social Security, 14 15 Defendant. 16 17 Pursuant to 28 U.S.C. § 636, the Court has reviewed the pleadings, all records 18 and files herein, and the Report and Recommendation of the United States 19 Magistrate Judge. The Court concurs with and adopts the findings, conclusions, and 20 recommendations of the Magistrate Judge. 21 /// 22 /// 23 /// 24 25 26 Michael J. Astrue, who was sworn in as the Commissioner of the Social 27 Security Administration on February 12, 2007, is substituted as the Defendant pursuant to Rule 25(d) of the Federal Rules of Civil Procedure. 28

IT IS ORDERED that Judgment be entered: (1) the District Court issue an Order: (a) approving and adopting this Report and Recommendation; (b) affirming the Commissioner's final decision and directing that Judgment be entered dismissing this action with prejudice.

HONORABLE CHRISTINA A. SNY DER United States District Judge

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Prepared by:

DATED: November 24, 2008

HONORABLE OSWALD PARADA United States Magistrate Judge