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6 UNITED STATES DISTRICT COURT
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8 EASTERN DISTRICT OF CALIFORNIA
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10 PANG YANG,) 1:07-cv-01099-AWI-SMS
11)
12) Plaintiff,) ORDER RE: FINDINGS AND
13) v.) RECOMMENDATIONS RE: PLAINTIFF'S
14) SOCIAL SECURITY COMPLAINT (DOCS.
15) 2, 24)
16)
17) MICHAEL J. ASTRUE,
18) COMMISSIONER OF SOCIAL
19) SECURITY,
20)
21) Defendant.
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16 Plaintiff is proceeding in forma pauperis and with counsel
17 with an action seeking judicial review of a final decision of the
18 Commissioner of Social Security (Commissioner) denying
19 Plaintiff's application for benefits. The matter has been
20 referred to the Magistrate Judge pursuant to 28 U.S.C. § 636(b)
21 and Local Rule 72-302(c)(15). Pending before the Court is the
22 Magistrate Judge's findings and recommendations regarding
23 Plaintiff's Social Security complaint.

24 On October 23, 2008, the Court filed findings and a
25 recommendation that Plaintiff's social security complaint be
26 granted in part, that the matter be remanded pursuant to sentence
27 four of 42 U.S.C. § 405(g) for further consideration of the
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1 claim, and the Clerk be directed to enter judgment for Plaintiff
2 Pang Yang and against Defendant Michael J. Astrue. The findings
3 and recommendation were served on all parties on October 23,
4 2008, and contained notice that any objections to the findings
5 and recommendations were to be filed within thirty (30) days of
6 the date of service of the order. No party filed any objections.

7 In accordance with the provisions of 28 U.S.C. § 636
8 (b) (1) (C) and Britt v. Simi Valley United School Dist., 708 F.2d
9 452, 454 (9th Cir. 1983), this Court has conducted a *de novo*
10 review of the case. Having carefully reviewed the entire file,
11 the Court finds that the findings and recommendation filed on ,
12 are supported by the record and proper analysis.

13 Accordingly, IT IS HEREBY ORDERED that:

14 1. The findings and recommendation filed on October 23,
15 2008, are ADOPTED IN FULL; and

16 2. The Plaintiff's social security complaint IS GRANTED IN
17 PART, and the matter IS ORDERED remanded pursuant to sentence
18 four of 42 U.S.C. § 405(g); and

19 3. The Clerk of Court IS DIRECTED to enter judgment for
20 Plaintiff Pang Yang and against Defendant Michael J. Astrue.

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22 IT IS SO ORDERED.

23 **Dated: January 22, 2009**

/s/ Anthony W. Ishii
CHIEF UNITED STATES DISTRICT JUDGE