

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF FLORIDA
PENSACOLA DIVISION

VALARIE Y. WHITE,
Plaintiff,

vs.

Case No. 3:07cv46/LAC/EMT

MICHAEL J. ASTRUE,
Commissioner of Social Security,
Defendant.

_____ /

ORDER

This cause comes on for consideration upon the magistrate judge's Report and Recommendation dated November 18, 2009 (Doc. 36). The parties have been furnished a copy of the Report and Recommendation and have been afforded an opportunity to file objections pursuant to Title 28, United States Code, Section 636(b)(1). I have made a de novo determination of objections filed, if any.

Having considered the Report and Recommendation, and any timely filed objections thereto, I have determined that the Report and Recommendation should be adopted.

Accordingly, it is now **ORDERED** as follows:

1. The magistrate judge's Report and Recommendation is adopted and incorporated by reference in this order.
2. The Defendant's Motion to Remand (Doc. 35) is **GRANTED** and the Commissioner's decision denying benefits is **REVERSED**.
3. This case is **REMANDED** to the Commissioner of Social Security pursuant to sentence four of 42 U.S.C. § 405(g) for payment of benefits for the period between April 12, 2002, and August 17, 2003.

4. The clerk is directed to enter final judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure.

5. The clerk is directed to administratively close this file.

DONE AND ORDERED this 13th day of January, 2010.

s/L.A. Collier

LACEY A. COLLIER
SENIOR UNITED STATES DISTRICT JUDGE