

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF KENTUCKY  
AT OWENSBORO  
CIVIL ACTION NO. 4:08CV-00077-EHJ

DEBRA BROWN LEAR

PLAINTIFF

VS.

MICHAEL J. ASTRUE,  
Commissioner of Social Security

DEFENDANT

**ORDER**

The above matter having been referred to the United States Magistrate Judge who has filed his Findings of Fact, Conclusions of Law, and Recommendation, objections having been filed thereto, and the Court having considered the same, adopts the Findings of Fact and Conclusions of Law as set forth in the report submitted by the United States Magistrate Judge.

**IT IS HEREBY ORDERED** that the final decision of the Commissioner is REVERSED and, pursuant to sentence four of 42 U.S.C. § 405(g), this case is REMANDED to the Commissioner to remedy the defect in the original proceedings.

This is a final and appealable Order and there is no just cause for delay.

April 2, 2009

Copies: Counsel of Record

  
Edward H. Johnstone, Senior Judge  
United States District Court