

**RECEIVED**USDC, WESTERN DISTRICT OF LA  
TONY R. MOORE, CLERK

UNITED STATES DISTRICT COURT

DATE 1/125/13 WESTERN DISTRICT OF LOUISIANA  
*gpb*

ALEXANDRIA DIVISION

DUANE A. DESHAUTELLE,  
AppellantCIVIL ACTION  
1:12-cv-00036

VERSUS

U.S. COMMISSIONER OF SOCIAL  
SECURITY,  
AppelleeJUDGE *JAMES T. TRIMBLE*  
MAGISTRATE JUDGE JAMES D. KIRKJ U D G M E N T

For the reasons contained in the Report and Recommendation of the Magistrate Judge previously filed herein, noting the absence of objections thereto, and concurring with the Magistrate Judge's findings under the applicable law;

IT IS ORDERED that Deshautelle's appeal is GRANTED, the final decision of the Commissioner is VACATED, and this case is REMANDED to the Commissioner for further proceedings.

THUS ORDERED AND SIGNED in Chambers at Alexandria, Louisiana,  
on this 25<sup>th</sup> day of January, 2013

*James T. Trimble*  
\_\_\_\_\_  
**JAMES T. TRIMBLE**  
UNITED STATES DISTRICT JUDGE