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JUN 27 2011

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA**

TONY R. MOORE, CLERK  
BY   
DEPUTY

**SHREVEPORT DIVISION****JESSE GRANVILLE, JR.**\* **CIVIL ACTION NO. 10-1049****VERSUS**\* **JUDGE TOM STAGG**


**MICHAEL J. ASTRUE,  
COMMISSIONER, SOCIAL  
SECURITY ADMINISTRATION**

\* **MAG. JUDGE KAREN L. HAYES****J U D G M E N T**

The Report and Recommendation of the Magistrate Judge having been considered, no objections thereto having been filed, and finding that same is supported by the law and the record in this matter,

IT IS ORDERED, ADJUDGED, AND DECREED that the motion for summary judgment [doc. # 17] filed by defendant, Michael J. Astrue, Commissioner, Social Security Administration is hereby **GRANTED**, dismissing, with prejudice, plaintiff's complaint as time-barred, insofar as it seeks review of the Commissioner's September 1, 2009, decision, and otherwise dismissing, without prejudice, plaintiff's complaint as premature for failure to exhaust administrative remedies.

THUS DONE AND SIGNED in chambers, this 27<sup>th</sup> day of June  
2011 in Shreveport, Louisiana.

  
TOM STAGG  
UNITED STATES DISTRICT JUDGE