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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE/OPELOUSAS DIVISION**

CHRISTINE NICHOL ERSKINE

CIVIL ACTION NO. 09-1406

VERSUS

JUDGE HAIK

**MICHAEL ASTRUE,
COMMISSIONER OF SOCIAL
SECURITY**

MAGISTRATE JUDGE HANNA

JUDGMENT

This matter was referred to United States Magistrate Judge Patrick J. Hanna for report and recommendation. After an independent review of the record, and consideration of the lack of objections filed, this Court concludes that the Magistrate Judge's report and recommendation is correct and adopts the findings and conclusions therein as its own.

Accordingly, **IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED** that decision of the Commissioner the decision of the Commissioner be **REVERSED AND REMANDED**.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a copy of the Report and Recommendation be given to both the ALJ originally issuing the Decision and the to the ALJ hearing this matter on remand. *rk*

Lafayette, Louisiana, this 13 day of October, 2010.

R. T. Haik

DISTRICT JUDGE RICHARD T. HAIK, SR.