

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

MELISSA S. DANIELS,

Plaintiff,

Case No. 16-cv-10390

v.

COMMISSIONER OF  
SOCIAL SECURITY,

Defendant.

Paul D. Borman  
United States District Judge

R. Steven Whalen  
United States Magistrate Judge

ORDER (1) ADOPTING THE MAGISTRATE JUDGE'S FEBRUARY 28, 2017  
REPORT AND RECOMMENDATION (ECF NO. 26), (2) GRANTING  
PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT (ECF NO. 19), (3)  
DENYING DEFENDANT'S MOTION FOR SUMMARY JUDGMENT  
(ECF NO. 24), (4) REVERSING THE DECISION OF THE COMMISSIONER  
AND (5) REMANDING FOR FURTHER PROCEEDINGS  
PURSUANT TO SENTENCE FOUR OF 42 U.S.C. § 405(g)

On March 10, 2016, Magistrate Judge R. Steven Whalen issued a Report and Recommendation to GRANT Plaintiff's Motion for Summary Judgment to the extent it seeks a remand pursuant to Sentence Four of 42 U.S.C. § 405(g), DENY Defendant's Motion for Summary Judgment, REVERSE the decision of the Commissioner and REMAND this matter for further proceedings under Sentence Four of 42 U.S.C. § 405(g). Having reviewed the Report and Recommendation, which informed the parties of their right to object within fourteen days of service of the Report, and there being no timely objections under 28 U.S.C.

§ 636(b)(1) and E.D. Mich L. R. 72.1(d), the Court ADOPTS the Report and Recommendation (ECF No. 26), GRANTS Plaintiff's Motion for Summary Judgment (ECF No. 19), DENIES Defendant's Motion for Summary Judgment (ECF No. 24), REVERSES the decision of the Commissioner and REMANDS the matter for further proceedings under Sentence Four of 42 U.S.C. § 405(g) consistent with the Magistrate Judge's Report and Recommendation.

IT IS SO ORDERED.

s/Paul D. Borman  
PAUL D. BORMAN  
UNITED STATES DISTRICT JUDGE

Dated: March 31, 2017

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing order was served upon each attorney or party of record herein by electronic means or first class U.S. mail on March 31, 2017.

s/Deborah Tofil  
Case Manager