UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

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Carol A. Randall,

Civil No. 12-161(DSD/LIB)

Plaintiff,

vs.

ORDER ADOPTING THE REPORT AND RECOMMENDATION

Michael J. Astrue, Commissioner of the Social Security Administration,

Defendant.

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Based upon the Findings and Recommendation of the United States Magistrate Judge Leo

I. Brisbois, and after an independent review of the files, records and proceedings in the above-titled

matter, IT IS ORDERED that:

1. Defendant's Motion to Dismiss [Docket No. 7], as converted by the court into one for

summary judgment, is **GRANTED**;

2. Plaintiff's complaint is dismissed with prejudice;

LET JUDGMENT BE ENTERED ACCORDINGLY

Dated: February 7, 2013

s/David S. Doty DAVID S. DOTY, Judge United States District Court