

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION

TRACY PICKETT
ON BEHALF OF K.H.

PLAINTIFF

VS.

CIVIL ACTION NO. 3:15CV700TSL-LRA

CAROLYN W. COLVIN,
ACTING COMMISSIONER SOCIAL SECURITY ADMINISTRATION

DEFENDANT

ORDER

This cause is before the court on the magistrate judge's January 6, 2017 report and recommendation, recommending that plaintiff's motion for summary judgment be granted to the extent that she seeks reversal of the commissioner's decision and remand to the commissioner for further consideration and that the government's motion for an order affirming the commissioner's decision be denied. The government having advised that it has no objection and the court having reviewed the report and recommendation, the court will adopt, as its own opinion, the magistrate judge's report and recommendation.

Based on the foregoing, it is ordered that the report and recommendation of United States Linda R. Anderson entered on or about January 6, 2017, be, and the same is hereby, adopted as the finding of this court. It is further ordered that plaintiff's motion for summary judgment is granted such that the

commissioner's decision is reversed and the case is remanded for further administrative proceedings consistent with the court's opinion. It is further ordered that the government's motion for an order affirming the commissioner's decision is denied.

A separate judgment will be entered in accordance with Rule 58 of the Federal Rules of Civil Procedure.

SO ORDERED this 31st day of January, 2017.

/s/ Tom S. Lee

UNITED STATES DISTRICT JUDGE