

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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LISA A. TOWERS,

Plaintiff,

5:09-CV-0070  
(GTS/VEB)

-vs-

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

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APPEARANCES:

OF COUNSEL:

LEGAL SERVICES OF CENTRAL NEW YORK  
Counsel for Plaintiff  
472 South Salina Street, Suite 300  
Syracuse, NY 13202

CHRISTOPHER CADIN, ESQ.  
JAMES T. MURPHY, ESQ.

SOCIAL SECURITY ADMINISTRATION  
OFFICE OF REGIONAL GEN. COUNSEL  
Counsel for Defendant  
26 Federal Plaza, Room 3904  
New York, NY 10278

ROBERT R. SCHRIVER, ESQ.

HON. GLENN T. SUDDABY, United States District Judge

**DECISION and ORDER**

The above-captioned action comes to this Court following a Report-Recommendation by United States Magistrate Judge Victor E. Bianchini, filed on June 8, 2010, recommending that the Commissioner's decision denying disability benefits be remanded back to the Commissioner for further proceedings pursuant to sentence four of 42 U.S.C. § 405(g). (Dkt. No. 21.) No Objections to the Report-Recommendation have been filed, and the time in which to do so has expired. After carefully reviewing all of the papers in this action, including Magistrate Judge Bianchini's thorough Report-Recommendation, the Court can find no error in the Report-Recommendation, clear or otherwise. As a result, the Report-Recommendation is accepted and

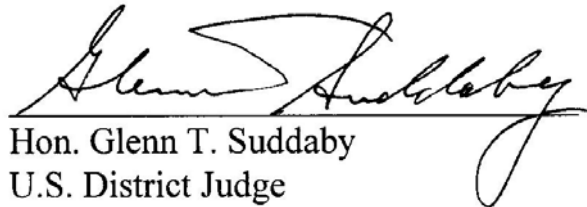
adopted in its entirety; and the Commissioner's decision denying disability benefits is remanded back to the Commissioner for further proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

**ACCORDINGLY**, it is

**ORDERED** that Magistrate Judge Bianchini's Report-Recommendation (Dkt. No. 21) is **ACCEPTED** and **ADOPTED** in its entirety; and it is further

**ORDERED** that this action is **REMANDED** to the Commissioner of Social Security for further proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

Dated: August 24, 2010  
Syracuse, New York

  
Hon. Glenn T. Suddaby  
U.S. District Judge