

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

ELIZABETH BAEZ, *on behalf of D.J.*,

Plaintiff,

-v-

6:13-CV-142
(DNH/TWD)

CAROLYN W. COLVIN,
COMMISSIONER OF SOCIAL SECURITY,

Defendant.

APPEARANCES:

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Attorneys for Plaintiff
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Northern District of New York
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James T. Foley U.S. Courthouse
Albany, NY 12207

DAVID N. HURD
United States District Judge

OF COUNSEL:

LOUISE MARIE TARANTINO, ESQ.

STEPHEN P. CONTE, ESQ.
Chief Counsel, Region II

TOMASINA DIGRIGOLI, ESQ.
Special Ass't U.S. Attorney

DECISION and ORDER

Plaintiff Elizabeth Baez filed this action on behalf of D.J., a child, seeking judicial review of a final decision of the Commissioner of Social Security denying her application for disability insurance benefits and supplemental security income for D.J. under the Social Security Act. By Report-Recommendation dated March 11, 2014, the Honorable Thérèse Wiley Dancks, United States Magistrate Judge, recommended that the matter be remanded to the Commissioner for further proceedings consistent with the Report-Recommendation. No objections to the Report-Recommendation were filed.

Based upon a careful review of the entire file and the recommendations of the Magistrate Judge, the Report-Recommendation is accepted in whole. See 28 U.S.C. § 636(b)(1).

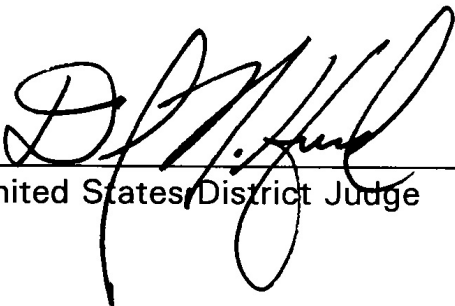
Accordingly, it is

ORDERED that

1. The Commissioner's decision is VACATED; and
2. This matter is REMANDED to the Commissioner pursuant to sentence four of 42

U.S.C. § 405(g) for further administrative proceedings consistent with the Report-Recommendation.

IT IS SO ORDERED.


United States District Judge

Dated: March 31, 2014
Utica, New York.