

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
EASTERN DIVISION

CREO WAVERLY MERRITT, III, )  
 )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 )  
 CAROLYN W. COLVIN, )  
 Acting Commissioner of Social Security, )  
 )  
 Defendant. )

**JUDGMENT**

No. 4:15-CV-191-FL

**Decision by Court.**

This action came before the Honorable Louise W. Flanagan, United States District Judge, for consideration of the parties' cross-motions for judgment on the pleadings and the memorandum and recommendation entered by the United States Magistrate Judge, to which no objections were filed.

**IT IS ORDERED, ADJUDGED AND DECREED** in accordance with the court's order entered January 19, 2017, and for the reasons set forth more specifically therein, that plaintiff's motion for judgment on the pleadings is granted and defendant's motion for judgment on the pleadings is denied. This matter is remanded to the Commissioner pursuant to sentence four of 42 U.S.C. § 405(g) for further proceedings consistent with the memorandum and recommendation.

**This Judgment Filed and Entered on January 19, 2017, and Copies To:**

Brian M. Ricci (via CM/ECF Notice of Electronic Filing)  
Lisa M. Rayo (via CM/ECF Notice of Electronic Filing)

January 19, 2017

JULIE RICHARDS JOHNSTON, CLERK  
/s/ Christa N. Baker  
(By) Christa N. Baker, Deputy Clerk