

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

OLIVER FLOYD, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 NANCY A. BERRYHILL, Acting Commissioner )  
 of Social Security, )  
 Defendant. )

**JUDGMENT IN A CIVIL CASE**

**CASE NO. 5:17-CV-40-D**

**Decision by Court.**

This action came before this Court for ruling as follows.

**IT IS ORDERED, ADJUDGED, AND DECREED** that the court adopts the conclusions in the M&R [D.E. 26]. Plaintiffs motion for judgment on the pleadings [D.E. 17] is **GRANTED**, defendant's motion for judgment on the pleadings [D.E. 22] is **DENIED**, and the action is **REMANDED** to the Commissioner under sentence four of 42 U.S.C. § 405(g).

**This Judgment Filed and Entered on February 14, 2018, and Copies To:**

Charlotte Williams Hall (via CM/ECF electronic notification)  
Amanda B. Gilman (via CM/ECF electronic notification)

DATE:  
February 14, 2018

PETER A. MOORE, JR., CLERK  
(By) /s/ Nicole Briggeman  
Deputy Clerk