

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
Case No. 3:11-cv-440-RJC-DCK

Timothy G. Mychaluk, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 MICHAEL J. ASTRUE, )  
 Commissioner of Social Security, )  
 )  
 Defendant. )

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ORDER

**THIS MATTER** is before the Court upon Plaintiff Timothy G. Mychaluk's Complaint (Doc. No. 1) and Defendant Michael J. Astrue's Motion to Dismiss (Doc. No. 5). Because the Commissioner has provided Plaintiff with the relief he requested, and Plaintiff's counsel assents to the Motion to Dismiss, Plaintiff's Complaint will be **DISMISSED as moot**.

**IT IS, THEREFORE, ORDERED THAT:**

Defendant's Motion to Dismiss (Doc. No. 5) is **GRANTED**.

Signed: September 27, 2011



Robert J. Conrad, Jr.  
Chief United States District Judge

