

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

SONNY G. RIFE,	:	
Plaintiff,	:	
	:	Case No. 3:09cv00231
vs.	:	District Judge Thomas M. Rose
	:	Magistrate Judge Sharon L. Ovington
MICHAEL J. ASTRUE, Commissioner of the Social Security Administration,	:	
Defendant.	:	

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**DECISION AND ENTRY**

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This case is before the Court upon Plaintiff's Motion to Dismiss (Doc. #5). In the absence of objection by Defendant, *id.* at 1, and for the reasons stated in Plaintiff's Motion and confirmed in his attached Request, the Court finds Plaintiff's Motion well taken. It is therefore **ORDERED** that:

1. Plaintiff's Motion to Dismiss (Doc. #5) is GRANTED;
2. Plaintiff's Complaint is DISMISSED; and
3. This case is terminated on the docket of this Court.

September 29, 2009

\*S/THOMAS M. ROSE

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Thomas M. Rose  
United States District Judge