

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

ERIC MANN, : Case No. 3:15-cv-409  
: :  
Plaintiff, : District Judge Thomas M. Rose  
: Magistrate Judge Sharon L. Ovington  
vs. : :  
: :  
CAROLYN W. COLVIN, : :  
COMMISSIONER OF SOCIAL :  
SECURITY, : :  
: :  
Defendant.

**DECISION AND ENTRY**

The Court has conducted a *de novo* review of the Report and Recommendations of United States Magistrate Judge Sharon L. Ovington (Doc. #13), to whom this case was originally referred pursuant to 28 U.S.C. § 636(b). Noting that no objections have been filed and that the time for filing such objections, if any, under Fed. R. Civ. P. 72(b), has expired, this Court hereby **ADOPTS** said Report and Recommendations.

It is therefore **ORDERED** that:

1. The Report and Recommendations filed on January 6, 2017 (Doc. #13) is **ADOPTED** in full;
2. The Commissioner's non-disability finding be vacated;
3. No finding be made as to whether Plaintiff Erica Mann was under a "disability" within the meaning of the Social Security Act;
4. This matter be **REMANDED** to the Social Security Administration under sentence four of 42 U.S.C. § 405(g) for further consideration consistent with the Report and Recommendations, and this Decision and Entry; and
5. The case is terminated on the docket of this Court.

**IT IS SO ORDERED.**

**January 23, 2017**

**\*s/Thomas M. Rose**

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Thomas M. Rose  
United States District Judge