PURNELL v. BARNHART Doc. 16

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CALVIN PURNELL,	:	
Plaintiff,	:	CIVIL ACTION
v.	:	No. 06-4168
MICHAEL J. ASTRUE, COMMISSIONER OF SOCIAL SECURITY,	:	
Defendant.	:	

ORDER

AND NOW, this 26th day of August 2009, upon consideration of the Parties' cross-motions for summary judgment, United States Magistrate Judge Arnold C. Rapoport's Report and Recommendation, and Defendant's objections to the Report and Recommendation, it is hereby **ORDERED** that:

1. The Report and Recommendation is **NOT ADOPTED**;
2. Plaintiff's Motion for Summary Judgment (Doc. No. 7) is **DENIED**; and
3. Defendant's Motion for Summary Judgment (Doc. No. 8) is **GRANTED**.

BY THE COURT:

/s/ Robert F. Kelly
ROBERT F. KELLY
SENIOR JUDGE

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