

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

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NILE GARY	:	CIVIL ACTION
	:	
Plaintiff,	:	
	:	
	:	
v.	:	No. 12-5446
	:	
	:	
MICHAEL J. ASTRUE,	:	
Commissioner of the Social Security	:	
Administration,	:	
	:	
Defendant.	:	
	:	
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**ORDER**

AND NOW, this 8th day of November, 2013, upon consideration of Plaintiff's Request for Review (Doc. No. 11), Defendant's Response to the Request for Review (Doc. No. 12), Plaintiff's Reply (Doc. No. 14), the Report and Recommendation of Magistrate Judge Linda K. Caracappa (Doc. No. 15), Defendant's Objections to the Magistrate Judge's Report and Recommendation (Doc. No. 18), Plaintiff's Response (Doc. No. 20), and after an independent review of the record, it is hereby **ORDERED** that:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. Plaintiff's Request for Review is **GRANTED**; and
3. The case is **REMANDED** in accordance with the fourth sentence of 42 U.S.C. § 405(g) to the Commissioner of the Social Security Administration for

proceedings consistent with the Report and Recommendation of Magistrate Judge  
Linda K. Caracappa.

BY THE COURT:

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