

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

<b>EVERLIDIS GARCIA RAMOS</b>	:	
	:	<b>CIVIL NO. 10-3433</b>
<b>v.</b>	:	
	:	
<b>MICHAEL J. ASTRUE, Comm'r of the Soc. Sec. Admin.</b>	:	
	:	

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**ORDER**

**AND NOW**, this 6th day of April, 2011, upon consideration of the Report and Recommendation of Magistrate Judge Timothy R. Rice (*Doc. No. 14*) to which no objections have been made, it is **ORDERED** that:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. Plaintiff's Motion for Summary Judgment (*Doc. No. 10*) is **DENIED**;
3. The Clerk is directed to enter **JUDGMENT IN FAVOR OF DEFENDANT AND AGAINST PLAINTIFF** and to **CLOSE** this case for statistical purposes.

**IT IS SO ORDERED.**

*/s/ Paul S. Diamond*

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**Paul S. Diamond, J.**