

THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

POLLY KUNSELMAN,

Plaintiff,

v.

NANCY BERRYHILL,
ACTING COMMISSIONER OF
SOCIAL SECURITY,

Defendant.

3:16-CV-747
(JUDGE MARIANI)

FILED
SCRANTON

JUL 13 2017

PER [Signature]
DEPUTY CLERK

ORDER

AND NOW, THIS 13th DAY OF JULY, 2017, upon review of Magistrate Judge

Mehalchick's Report & Recommendation, (Doc. 25), for clear error and manifest injustice,1

IT IS HEREBY ORDERED THAT:

- 1. The Report & Recommendation, (Doc. 25), is ADOPTED, for the reasons discussed therein.
2. The Commissioner's decision is VACATED.
3. The case is REMANDED to an Administrative Law Judge for further proceedings consistent with this Order and the Report & Recommendation.
4. The Clerk of Court is directed to CLOSE this case.

[Signature]
Robert D. Mariani
United States District Judge

1 By letter dated July 3, 2017, the government informed this Court that it has waived its opportunity to object to the Report and Recommendation. (Doc. 26).