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THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

MORRIS MINTER,	:	
Plaintiff,	:	
v.	:	**3:17-CV-763**
	:	**(JUDGE MARIANI)**
NANCY BERRYHILL,[1] ACTING COMMISSIONER OF SOCIAL SECURITY,	:	
Defendant.	:	

ORDER

AND NOW, THIS 27th **DAY OF JUNE, 2018**, upon review of Magistrate Judge Mehalchick's Report & Recommendation, (Doc. 16), for clear error and manifest injustice,[2]

IT IS HEREBY ORDERED THAT:

1. The Report & Recommendation, (Doc. 16), 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.

Robert D. Mariani
United States District Judge

[1] Pursuant to Federal Rule of Civil Procedure 25(d), Acting Commissioner Nancy A. Berryhill is automatically substituted as the named defendant in place of former Acting Commissioner Carolyn W. Colvin.

[2] By letter dated June 27, 2018, the government informed this Court that it has waived its opportunity to object to the Report and Recommendation. (Doc. 17).

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