


IN THE UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA

Steve Randall Griffin,)	
)	
Plaintiff,)	Civil Action No. 1:14-229-RMG
)	
vs.)	
)	
Carolyn W. Colvin, Commissioner of)	ORDER
Social Security,)	
)	
Defendant.)	
)	
)	
_____)	

This matter comes before the Court for judicial review of the final decision of the Commissioner of Social Security denying Plaintiff’s application for Disability Insurance Benefits (“DIB”). In accordance with 28 U.S.C. § 636(b) and Local Rule 73.02, D.S.C., this matter was referred to the United States Magistrate Judge for pretrial handling. The Magistrate Judge issued a Report and Recommendation on December 2, 2014 recommending that the decision of the Commissioner be reversed and remanded to the agency because of the failure of the Administrative Law Judge to apply properly the provisions of the Treating Physician Rule, 20 C.F.R. § 404.1527(c), to utilize the standards of SSR 82-62 in evaluating the claimant’s ability to return to past relevant work, and to review and weigh material evidence submitted for the first time to the Appeals Council, as mandated by *Meyer v. Astrue*, 662 F.3d 700 (4th Cir. 2011). (Dkt. No. 23). The Commissioner has filed a response to the Magistrate Judge’s Report and Recommendation indicating that she will file no objections. (Dkt. No. 26). The Court has reviewed the Report and Recommendation and the record evidence and finds that the Magistrate

Judge has ably addressed the factual and legal issues in this matter. Therefore, the Court **ADOPTS** the Report and Recommendation as the order of this Court, **REVERSES** the decision of the Commissioner pursuant to Sentence Four of 42 U.S.C. § 405(g), and **REMANDS** the matter to the Commissioner for further proceedings consistent with this order.

AND IT IS SO ORDERED.



Richard Mark Gergel
United States District Judge

Charleston, South Carolina
December 21, 2014