

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

SHELBY ANNE WARE,	)	
	)	
Plaintiff,	)	
	)	
v.	)	No.: 3:10-CV-121
	)	(VARLAN/SHIRLEY)
MICHAEL J. ASTRUE,	)	
Commissioner of Social Security,	)	
	)	
Defendant.	)	

**ORDER**

For the reasons stated in the memorandum opinion filed contemporaneously with this order, the defendant Commissioner’s motion for summary judgment [Doc. 17] is **DENIED**, and plaintiff’s motion for summary judgment [Doc. 11] is **GRANTED** only to the extent that this case is **REMANDED** to the Commission pursuant to sentence four of 42 U.S.C. § 405(g) for a new hearing consistent with the accompanying memorandum opinion and this order.

IT IS SO ORDERED.

s/ Thomas A. Varlan  
UNITED STATES DISTRICT JUDGE