

Fed.R.Civ.P. 72(b). It is **ORDERED**, for the reasons stated in the report and recommendation, which the court adopts and incorporates into its ruling, that the Commissioner's motion for judgment on the pleadings [Doc. 18] is **DENIED**; the plaintiff's motion for summary judgment [Doc. 11] is **GRANTED**, to the extent that the case is **REMANDED** to the Commissioner pursuant to sentence four of 42 U.S.C. § 405(g) for further factual development and a proper application of the appropriate regulations.

ENTER:

s/ Thomas W. Phillips
United States District Judge