

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ABINGDON DIVISION**

AMANDA FRANCIS KINDER,)
)
 Plaintiff,)
)
 v.)
)
 MICHAEL J. ASTRUE,)
 COMMISSIONER)
 OF SOCIAL SECURITY,)
)
 Defendant.)

Case No. 1:11CV00079

FINAL JUDGMENT

By: James P. Jones
United States District Judge

For the reasons stated in the opinion accompanying this final judgment, it is

ADJUDGED AND ORDERED as follows:

- 1. The objections filed by the Commissioner of Social Security (“Commissioner”) to the magistrate judge’s report and recommendation are DENIED;
- 2. The magistrate judge’s report and recommendation is ACCEPTED;
- 3. The motion for summary judgment by the Commissioner is DENIED;
- 4. The motion for summary judgment by the plaintiff is GRANTED;

5. The final decision of the Commissioner is VACATED, and the case is remanded for an award of benefits; and
6. The clerk is directed to close the case.

ENTER: October 11, 2012

/s/ JAMES P. JONES

United States District Judge