

JUN - 8 2017

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

JULIA C. BUDLEY, CLERK  
BY:   
DEPUTY CLERK

TONY WADE FULLEN, )

Plaintiff, )

v. )

NANCY A. BERRYHILL, ACTING )  
COMMISSIONER OF )  
SOCIAL SECURITY, )

Defendant. )

Case No. 1:16CV00003

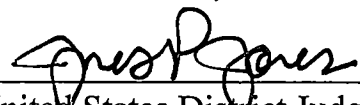
**JUDGMENT**

By: James P. Jones )  
United States District Judge )

It appearing that no objections have been timely filed to the Report filed May 17, 2017, setting forth the findings and recommendations of the magistrate judge, it is **ADJUDGED AND ORDERED** as follows:

1. The Report and its findings and recommendations are wholly **ACCEPTED** and **APPROVED**;
2. The motions for summary judgment by the parties are **DENIED**;
3. The final decision of the Commissioner of Social Security is **VACATED** and this action is **REMANDED** to the Commissioner pursuant to the fourth sentence of 42 U.S.C. § 405(g) for further development in accord with the Report; and
4. The clerk will close this case.

ENTER: June 8, 2017

  
United States District Judge