

CLERK'S OFFICE U.S. DIST. COURT
AT CHARLOTTESVILLE, VA
FILED *for Drake*

JAN 13 2010

[Signature]
JULIA MORCORIAN, CLERK
DEPUTY CLERK

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

DAMITA D. WILLIS,)	CASE NO. 4:09CV00023
)	
Plaintiff,)	
v.)	<u>REPORT AND RECOMMENDATION</u>
)	
MICHAEL J. ASTRUE, Commissioner of Social Security,)	By: B. Waugh Crigler
)	U. S. Magistrate Judge
)	
Defendant.)	

Upon motion of the plaintiff, and with the consent of the defendant, it hereby is

R E C O M M E N D E D

that plaintiff's January 12, 2010 voluntary motion to dismiss be GRANTED.

The Clerk is directed to immediately transmit the record in this case to the presiding United States District Judge. Both sides are reminded that pursuant to Rule 72(b) they are entitled to note objections, if any they may have, to this Report and Recommendation within (14) days hereof. Any adjudication of fact or conclusion of law rendered herein by the undersigned not specifically objected to within the period prescribed by law may become conclusive upon the parties. Failure to file specific objections pursuant to 28 U.S.C. § 636(b)(1)(C) as to factual recitations or findings as well as to the conclusions reached by the undersigned may be construed by any reviewing court as a waiver of such objection. The Clerk is directed to send a certified copy of this Report and Recommendation to all counsel of record.

ENTERED:

[Signature]
U.S. Magistrate Judge

1-13-2010

Date