

CLERKS OFFICE U.S. DIST. COURT  
AT LYNCHBURG, VA  
FILED

9/6/2017

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

<b>ABRIEL L. NEVILLE,</b>	)	
	)	<b>CASE NO. 6:16-CV-00006</b>
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b><u>ORDER</u></b>
	)	
<b>COMMISSIONER OF SOCIAL SECURITY,</b>	)	<b>By: Norman K. Moon</b>
	)	<b>United States District Judge</b>
<b>Defendant.</b>	)	

This matter is before the Court on the parties’ cross Motions for Summary Judgment (docket nos. 12 & 14), and the Report & Recommendation of United States Magistrate Judge Robert S. Ballou (docket no. 16, hereinafter “Report”). Pursuant to Standing Order 2011-17 and 28 U.S.C. § 636(b)(1)(B), I referred this matter to Judge Ballou for proposed findings of fact and a recommended disposition.

After a review of the record in this case, and no objections having been filed to the Report within fourteen days of its service upon the parties, I will adopt the Report. Accordingly:

1. The Report of August 22, 2017, is hereby **ADOPTED** in its entirety;
2. Plaintiff’s Motion for Summary Judgment is hereby **GRANTED in part** as set forth in the Report;
3. Defendant’s Motion for Summary Judgment is hereby **DENIED**;

This case is hereby **REMANDED** for further consideration by the ALJ consistent with the Report, and stricken from the active docket of the Court. The Clerk is directed to send a copy of this Order to counsel.

Entered this 6th day of September, 2017.

  
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 NORMAN K. MOON  
 UNITED STATES DISTRICT JUDGE