

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Feb 12, 2018**

SEAN F. MCAVOY, CLERK

**UNITED STATES DISTRICT COURT**  
**EASTERN DISTRICT OF WASHINGTON**

TRACY ANN WILSON,

Plaintiff,

vs.

COMMISSIONER OF SOCIAL  
SECURITY

Defendant.

No. 1:16-cv-03132-FVS

ORDER ADOPTING REPORT AND  
RECOMMENDATION TO GRANT  
PLAINTIFF'S MOTION FOR  
SUMMARY JUDGMENT AND  
DENY DEFENDANT'S MOTION  
FOR SUMMARY JUDGMENT

**BEFORE THE COURT** is the Report and Recommendation issued by Magistrate Judge Mary K. Dimke on January 19, 2018, ECF No. 24, recommending Plaintiff's Motion for Summary Judgment, ECF No. 13, be granted and Defendant's Motion for Summary Judgment, ECF No. 21, be denied. No objection was filed. After review, the Court hereby adopts the Report and Recommendation in its entirety. Accordingly, **IT IS ORDERED:**

1. The Report and Recommendation, **ECF No. 24**, is **ADOPTED** in its entirety.

ORDER ADOPTING REPORT AND RECOMMENDATION - 1

1           2.     Plaintiff's Motion for Summary Judgment, **ECF No. 13**, is  
2 **GRANTED.**

3           3.     Defendant's Motion for Summary Judgment, **ECF No. 21**, is  
4 **DENIED.**

5           4.     An application for attorney fees may be filed by separate motion.

6           The District Court Executive is directed to file this Order and forward copies  
7 to counsel. Judgment shall be entered for Plaintiff and the file shall be **CLOSED.**

8           DATED February 12, 2018.

9                                 s/Fred Van Sickle  
10                                Fred Van Sickle  
                              Senior United States District Judge