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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

BRETT CHRISTOPHER WAGNER,

Plaintiff,

v.

NANCY A. BERRYHILL, Acting
Commissioner of Social Security,

Defendant.

Case No. C16-5974-RJB-BAT

**ORDER AFFIRMING THE
COMMISSIONER AND
DISMISSING THE CASE**

The Court, after careful consideration of the plaintiff’s complaint, the parties’ briefs, the Report and Recommendation of the Honorable Brian A. Tsuchida, United States Magistrate Judge, and the balance of the record, does hereby find and **ORDER:**

- (1) The Court adopts the Report and Recommendation.
- (2) The Court **AFFIRMS** the decision of the Commissioner and **DISMISSES** this case with prejudice.
- (3) The Clerk is directed to send copies of this Order to the parties and to Judge Brian A. Tsuchida.

DATED this 19th day of June, 2017.



ROBERT J. BRYAN
United States District Judge