

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

MELISSA BRACKETT,)
)
 PLAINTIFF)
)
v.)
)
MICHAEL J. ASTRUE,)
COMMISSIONER OF SOCIAL SECURITY,)
)
 DEFENDANT)

CIVIL No. 10-24-P-H

**ORDER AFFIRMING RECOMMENDED DECISION
OF THE MAGISTRATE JUDGE**

On December 29, 2010, the United States Magistrate Judge filed with the court, with copies to counsel, his Report and Recommended Decision. The time within which to file objections expired on January 18, 2011, and no objections have been filed. The Magistrate Judge notified the parties that failure to object would waive their right to *de novo* review and appeal.

It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **ADOPTED**. The decision of the Commissioner is **VACATED** and the case is **REMANDED** for further proceedings consistent with the Recommended Decision.

SO ORDERED.

DATED THIS 19TH DAY OF JANUARY, 2011

/s/D. BROCK HORNBY _____
D. BROCK HORNBY
UNITED STATES DISTRICT JUDGE

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE (PORTLAND)
CIVIL DOCKET NO. 2:10cv24 (DBH)**

Melissa Brackett,

Plaintiff

Represented By **Francis Jackson**

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v.

**Michael J. Astrue, Commissioner,
Social Security Administration,**

Defendant

Represented By **Dino L. Trubiano
Sean D. Santen**

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