

UNITED STATES DISTRICT COURT  
District of Maine

MARIE Y. FREESE, )  
 )  
 Plaintiff, )  
 )  
 v. ) Civil No. 03-286-P-S  
 )  
 JO ANNE B. BARNHART, )  
 Commissioner of Social Security, )  
 )  
 Defendant )

ORDER AFFIRMING THE  
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE

The United States Magistrate Judge filed with the Court on August 26, 2004 his Recommended Decision (Docket No. 11). Defendant filed her objection (Docket No. 12) to the Recommended Decision on August 31, 2004 and Plaintiff filed her response (Docket No. 13) to those objections on September 13, 2004. I have reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record; I have made a de novo determination of all matters adjudicated by the Magistrate Judge's Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in his Recommended Decision, and determine that no further proceeding is necessary.

1. It is therefore ORDERED that the Recommended

Decision of the Magistrate Judge is hereby  
AFFIRMED.

2. The decision of the Commissioner is VACATED and this case is REMANDED for proceedings not inconsistent herewith.

/s/ George Z. Singal  
Chief U.S. District Judge

Dated this 24<sup>th</sup> day of September, 2004.

**MARIE Y FREESE**

represented by **FRANCIS JACKSON**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

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**SOCIAL SECURITY  
ADMINISTRATION  
COMMISSIONER**

represented by **ESKUNDER BOYD**  
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ADMINISTRATION  
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