

UNPUBLISHED

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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No. 05-1659

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WILLIAM MILHOAN,

Plaintiff - Appellant,

versus

JO ANNE B. BARNHART, COMMISSIONER OF SOCIAL  
SECURITY,

Defendant - Appellee.

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Appeal from the United States District Court for the Southern  
District of West Virginia, at Charleston. John T. Copenhaver, Jr.,  
District Judge. (CA-03-2051-2)

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Submitted: June 19, 2006

Decided: June 28, 2006

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Before WILKINSON, MICHAEL, and DUNCAN, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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Kelly Lee Elswick-Hall, VENEZIA LAW OFFICES, LC, Charleston, West  
Virginia, for Appellant. James Anthony Winn, Assistant Regional  
Counsel, Michelle Dawn Scotese, Donna L. Calvert, SOCIAL SECURITY  
ADMINISTRATION, Philadelphia, Pennsylvania; Kelly Rixner Curry,  
Assistant United States Attorney, Charleston, West Virginia, for  
Appellee.

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Unpublished opinions are not binding precedent in this circuit.  
See Local Rule 36(c).

PER CURIAM:

William Milhoan appeals the district court's order accepting the recommendation of the magistrate judge to affirm the Commissioner's denial of disability insurance benefits. We must uphold the decision to deny benefits if the decision is supported by substantial evidence and the correct law was applied. See 42 U.S.C. § 405(g) (2000); Craig v. Chater, 76 F.3d 585, 589 (4th Cir. 1996). We have thoroughly reviewed the administrative record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. See Milhoan v. Barnhart, No. CA-03-2051-2 (S.D. W. Va. Mar. 30, 2005). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

AFFIRMED