

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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MICHELLE LYN CHEEK,

Plaintiff,

v.

5:14-CV-482

COMMISSIONER OF SOCIAL SECURITY,

Defendant.  
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THOMAS J. McAVOY  
United States District Judge

**DECISION and ORDER**

This action, in which Plaintiff seeks review of a decision by the Commissioner of Social Security denying her benefits, was referred to the Hon. Andrew T. Baxter, United States Magistrate Judge, for a Report-Recommendation pursuant to 28 U.S.C. § 636(b) and Local Rule 72.3(c).

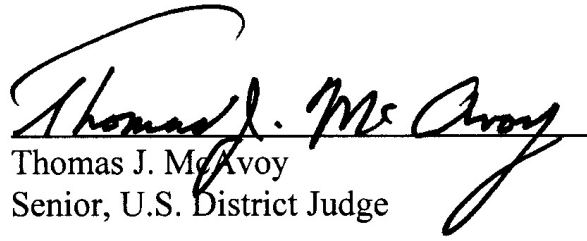
In the Report-Recommendation, dated May 20, 2015, Magistrate Judge Baxter recommends that the Commissioner of Social Security's decision denying disability benefits be affirmed. No objections to the Report-Recommendation have been raised. After examining the record, this Court has determined that the Report-Recommendation is not subject to attack for plain error or manifest injustice. Accordingly, this Court adopts the Report-Recommendation for the reasons stated therein.

It is, therefore, **ORDERED** that:

- (1) the Report-Recommendation is **ADOPTED**;
- (2) the Commissioner's Decision is **AFFIRMED**; and
- (3) the Plaintiff's Complaint is **DISMISSED**.

**IT IS SO ORDERED.**

Dated: June 20, 2015

  
Thomas J. McAvoy  
Senior, U.S. District Judge