

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

JOHN WILLIAM WORTHINGTON,)	
)	
Plaintiff,)	
)	
v.)	CIVIL ACTION NO. 2:09cv614-CSC
)	
MICHAEL J. ASTRUE,)	
Commissioner of Social Security,)	
)	
Defendant.)	

MEMORANDUM OPINION AND ORDER

On June 30, 2009, the plaintiff filed suit in this court pursuant to 42 U.S.C. § 405(g) seeking judicial review of a decision by the Commissioner of Social Security denying him disability benefits. On July 2, 2009, the court entered a scheduling order directing the plaintiff to file a brief within forty (40) days after the defendant filed his answer. *See* Doc. # 3. Pursuant to 28 U.S.C. § 636(c)(1) and M.D. Ala. LR 73.1, the parties have consented to the United States Magistrate Judge conducting all proceedings in this case and ordering the entry of final judgment.

Pursuant to the court’s scheduling order (doc. # 3), the defendant filed an answer on October 1, 2009. *See* Doc. # 9. The plaintiff’s brief was due on November 10, 2009. To date, the plaintiff has not filed a brief. On February 16, 2010, the court entered an order requiring the plaintiff to show cause why this case should not be dismissed for want of prosecution for failing to file a brief in accordance with the court’s previous orders. *See* Doc. # 12. The plaintiff has filed nothing in response to the order of the court. The plaintiff has

