

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
EL DORADO DIVISION

FREDRICK MCELROY

PLAINTIFF

vs.

Civil No. 1:11-cv-1064

MICHAEL J. ASTRUE  
Commissioner, Social Security Administration

DEFENDANT

**JUDGMENT**

Before the Court is the Report and Recommendation filed September 26, 2012, by the Honorable Barry A. Bryant, United States Magistrate Judge for the Western District of Arkansas. (ECF No. 9). Judge Bryant recommends affirming the decision of the Administrative Law Judge denying benefits to Plaintiff. The parties have not filed objections to the Report and Recommendation, and the time to object has passed. *See* 28 U.S.C. § 636(b)(1). Therefore, the Court adopts the Report and Recommendation *in toto*. Plaintiff's claims are **DISMISSED WITH PREJUDICE**.

**IT IS SO ORDERED**, this 16th day of October, 2012.

/s/ Susan O. Hickey  
Hon. Susan O. Hickey  
United States District Judge