

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

DAVID GRIFFITH,

Plaintiff,

v.

CASE NO.: 8:09-cv-1457-T-23TGW

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

ORDER

On February 4, 2010, Magistrate Judge Thomas G. Wilson issued a report (Doc. 18) that recommends dismissal of this action for lack of jurisdiction. The plaintiff objects (Doc. 20) to the report and recommendation. A *de novo* determination of those portions of the report and recommendation to which the plaintiff objects reveals that the objections either are unfounded or otherwise require no different resolution.

Accordingly, the plaintiff's objections (Doc. 20) are **OVERRULED** and the Magistrate Judge's report and recommendation (Doc. 18) is **ADOPTED**. This case is **DISMISSED** for lack of jurisdiction under 42 U.S.C. § 405(g). The Clerk is directed to (1) terminate any pending motion and (2) close the case.

ORDERED in Tampa, Florida, on February 22, 2010.



STEVEN D. MERRYDAY
UNITED STATES DISTRICT JUDGE