

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

KEVIN BOIRE, )  
)  
Plaintiff, )  
v. )  
MICHAEL J. ASTRUE, )  
Commissioner of the )  
Social Security Administration, )  
)  
Defendant. )

CIVIL ACTION  
NO. 10-11736-NMG

**REPORT AND RECOMMENDATION  
ON CROSS-MOTIONS REGARDING  
DENIAL OF SOCIAL SECURITY BENEFITS**

January 23, 2012

DEIN, U.S.M.J.

**I. INTRODUCTION**

Plaintiff Kevin Boire (“Boire”) has brought this action, pursuant to sections 205(g) and 1631(c)(3) of the Social Security Act, 42 U.S.C. §§ 405(g) and 1383(c)(3), in order to challenge the final decision of the Commissioner of the Social Security Administration (the “Commissioner”) denying his claim for Social Security Disability Insurance (“SSDI”) and Supplemental Security Income (“SSI”) benefits. The matter is presently before the court on the plaintiff’s “Motion to Reverse or Remand the Decision of the Commissioner of Social Security” (Docket No. 11), and on the “Defendant’s Motion to Affirm the Commissioner’s Decision” (Docket No. 14).

*Report and Recommendations accepted and  
adopted. JMGorton, USDJ 3/6/12*