

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

CARLOS CANTRELL,

Case No. 08-12297

Plaintiff,

DISTRICT JUDGE
ARTHUR J. TARNOW

v.

COMMISSIONER OF SOCIAL
SECURITY,

MAGISTRATE JUDGE
CHARLES E. BINDER

Defendant.

**ORDER ADOPTING THE MAGISTRATE JUDGE'S
REPORT AND RECOMMENDATION [12],
DENYING PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT [10],
AND GRANTING DEFENDANT'S MOTION FOR SUMMARY JUDGMENT [11]**

On December 30, 2008, Magistrate Judge Binder issued a Report and Recommendation [12] recommending that Defendant's Motion for Summary Judgment [11] be granted, and that Plaintiff's Motion for Summary Judgment [10] be denied. The Court has reviewed the record in this case. No objections were filed.

The Report and Recommendation of the Magistrate Judge is hereby **ADOPTED** and is entered as the findings and conclusions of the Court. Accordingly,

IT IS ORDERED that Plaintiff's Motion for Summary Judgment [10] is **DENIED**.

IT IS FURTHER ORDERED that Defendant's Motion for Summary Judgment [11] is **GRANTED**.

SO ORDERED.

S/Arthur J. Tarnow
Arthur J. Tarnow
United States District Judge

Dated: February 27, 2009

I hereby certify that a copy of the foregoing document was served upon counsel of record on February 27, 2009, by electronic and/or ordinary mail.

S/Catherine A. Pickles
Judicial Secretary