

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

GARY REISER,

Plaintiff,

Case No. 13-11788  
HON. GERSHWIN A. DRAIN

vs.

THE COMMISSIONER OF  
SOCIAL SECURITY,

Defendant.

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**ORDER ACCEPTING AND ADOPTING REPORT AND RECOMMENDATION [#22],  
DENYING PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT [#20], GRANTING  
DEFENDANT'S MOTION FOR SUMMARY JUDGMENT [#19], AND AFFIRMING THE  
COMMISSIONER'S FINDINGS**

This matter is before the Court on the parties' Cross-Motions for Summary Judgment as to Plaintiff Gary Reiser's claim for judicial review of Defendant Commissioner of Social Security's ("the Commissioner") denial of his application for supplemental security income benefits. The matter was referred to Magistrate Judge Michael Hluchaniuk, who issued a Report and Recommendation on July 28, 2014, recommending that the Court deny Plaintiff's Motion for Summary Judgment, grant Defendant's Motion for Summary Judgment, and affirm the Commissioner's findings. Neither party has filed objections to the Magistrate Judge's Report and Recommendation, and the time for filing objections has expired. See 28 U.S.C. § 636(b)(1)(C).

Upon review of the parties' briefing and the Magistrate Judge's Report and Recommendation, the Court concludes that the Magistrate Judge reached the correct conclusion. Therefore, the Court hereby ACCEPTS and ADOPTS Magistrate Judge Hluchaniuk's July 28, 2014, Report and Recommendation [#22] as this Court's findings of fact and conclusions of law. Plaintiff's Motion for Summary Judgment [#20] is DENIED. Defendant's Motion for Summary Judgment [#19] is GRANTED.

This cause of action is dismissed.

SO ORDERED.

Dated: August 25, 2014

/s/Gershwin A Drain  
GERSHWIN A. DRAIN  
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

Copies of this Order were served upon attorneys of record on August 25, 2014, by electronic and/or ordinary mail.

/s/ Tanya Bankston  
Deputy Clerk