

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
EASTERN DIVISION**

**DAVID LEE FAIR**

**PLAINTIFF**

**VS.**

**CIVIL ACTION NO. 1:08-CV-239-SA-DAS**

**SOCIAL SECURITY ADMINISTRATION**

**DEFENDANT**

**ORDER**

The Report and Recommendation of the United States Magistrate Judge was filed on August 28, 2009 [16], and Claimant filed his purported objections to the Magistrate Judge's Report and Recommendation [17] on September 1, 2009. Upon review of the record, the Court agrees with the Magistrate Judge's finding that there is substantial evidence to support the findings of the Commissioner.

Accordingly, the Court orders that:

1. Claimant's objection to the Report and Recommendation of the United States Magistrate Judge is overruled;
2. the Report and Recommendation of the United States Magistrate Judge dated August 28, 2009, is approved and adopted as the opinion of the Court; and
2. the final decision of the Commissioner is affirmed.

Therefore, this case is closed. So ordered on this, the 3<sup>rd</sup> day of February, 2010.

/s/ Sharion Aycok  
**UNITED STATES DISTRICT JUDGE**