

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

RAYMOND P. BUDO, JR., )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 CAROLYN COLVIN, )  
 ACTING COMMISSIONER OF SOCIAL )  
 SECURITY, )  
 )  
 Defendant.<sup>1</sup> )

Case No. 4:12CV187 JAR

**ORDER**

This matter arises on the Report and Recommendation of United States Magistrate Judge Terry I. Adelman, filed March 5, 2013. See 28 U.S.C. §636. In his report, Magistrate Judge Adelman recommends that the Court affirm the decision of the Commissioner of Social Security, and dismiss Plaintiff’s Complaint with prejudice. Plaintiff was granted until March 19, 2013 to file written objections to the Report and Recommendation, but to date has filed no objections.

Upon careful consideration of the Report and Recommendation and the record in this case,

**IT IS HEREBY ORDERED** that the Report and Recommendation of the United States Magistrate Judge [16] is **SUSTAINED, ADOPTED, AND INCORPORATED** herein.

**IT IS FURTHER ORDERED** that the decision of the Commissioner is **AFFIRMED**, and Plaintiff’s Complaint is **DISMISSED** with prejudice. A separate Judgment will accompany this Order.

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<sup>1</sup>Carolyn W. Colvin became the Acting Commissioner of Social Security on February 14, 2013. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Carolyn W. Colvin is substituted for Michael J. Astrue as the defendant in this suit. No further action need be taken to continue this suit by reason of the last sentence of 42 U.S.C. § 405(g).

Dated this 21st day of March, 2013.

  
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JOHN A. ROSS  
UNITED STATES DISTRICT JUDGE