

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

SUSAN Q. ATTENDORN,

Plaintiff,

-v-

1:12-CV-5

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

APPEARANCES:

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DAVID N. HURD
United States District Judge

OF COUNSEL:

CHARLES E. BINDER, ESQ.

ELIZABETH D. ROTHSTEIN, ESQ.

DECISION and ORDER

Plaintiff Susan Q. Attendorn filed this action seeking judicial review of a final decision of the Commissioner of Social Security which found her not disabled. By Report-Recommendation dated November 2, 2012, the Honorable Andrew T. Baxter, United States Magistrate Judge, recommended that the Commissioner's decision be affirmed and the

complaint be dismissed in its entirety. Plaintiff filed timely objections to the Report-Recommendation and defendant responded.

Based upon a de novo determination of the portions of the Report-Recommendation to which plaintiff objected, the Report-Recommendation is accepted and adopted in all respects. See 28 U.S.C. § 636(b)(1).

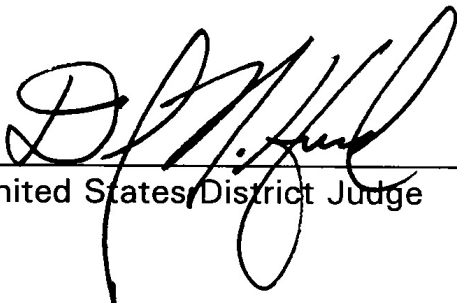
Accordingly, it is

ORDERED that

1. The Commissioner's decision is AFFIRMED; and
2. Plaintiff's complaint is DISMISSED in its entirety.

The Clerk is directed to file a judgment accordingly.

IT IS SO ORDERED.



United States District Judge

Dated: December 21, 2012
Utica, New York.