

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

RICHARD LEE BENNETT,

Plaintiff,

v.

5:14-CV-0537

**CAROLYN W. COLVIN,
Acting Commissioner of
Social Security,**

Defendant.

**THOMAS J. McAVOY,
Senior United States District Judge**

DECISION & ORDER

This matter was referred to the Hon. Thérèse Wiley Dancks, United States Magistrate Judge, for a Report and Recommendation pursuant to 28 U.S.C. § 636(b) and Rule 72.3(d) of the Local Rules of the Northern District of New York. In a Report and Recommendation dated July 3, 2015, Magistrate Judge Dancks recommended that the decision of the Commissioner be affirmed, and the plaintiff's complaint be dismissed. [Dkt. # 14]. No objections to the Report and Recommendation have been lodged and the time for filing objections has expired.

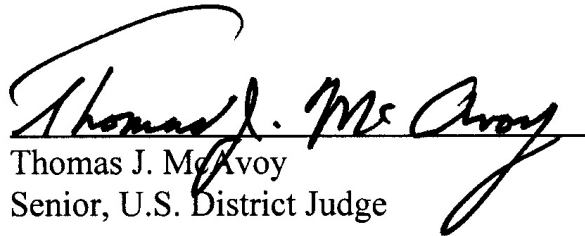
CONCLUSION

After examining the record, this Court has determined that the Report and Recommendation is not subject to attack for plain error or manifest injustice. Therefore, the Court **ADOPTS** the Report and Recommendation [dkt. # 14] for the reasons stated

therein. The decision of the Commissioner is **AFFIRMED**, and the plaintiff's complaint is **DISMISSED**.

IT IS SO ORDERED.

Dated: August 10, 2015


Thomas J. McAvoy
Senior, U.S. District Judge