

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

---

DONNA POLYNICE,

Plaintiff,

-v-

8:12-CV-1381  
(DNH/ATB)

CAROLYN W. COLVIN,

Defendant.

---

APPEARANCES:

OFFICE OF MARK A. SCHNEIDER  
Attorney for Plaintiff  
57 Court Street  
Plattsburgh, NY 12901

OF COUNSEL:

MARK A. SCHNEIDER, ESQ.

OFFICE OF GENERAL COUNSEL  
Social Security Administration  
Region II  
Attorneys for Defendant  
26 Federal Plaza, Room 3904  
New York, NY 10278

REBECCA H. ESTELLE, ESQ.

DAVID N. HURD  
United States District Judge

**DECISION and ORDER**

Plaintiff Donna Polynice filed this action seeking judicial review of a final decision of the Commissioner of Social Security denying her application for disability insurance benefits and supplemental security income payments. By Report-Recommendation dated October 18, 2013, the Honorable Andrew T. Baxter, United States Magistrate Judge, recommended

that the decision of the Commissioner be affirmed, plaintiff's complaint be dismissed, and that plaintiff's letter motion requesting "Consideration of Subsequent Fully Favorable ALJ Decision" be denied. Plaintiff filed timely objections to the Report-Recommendation.

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

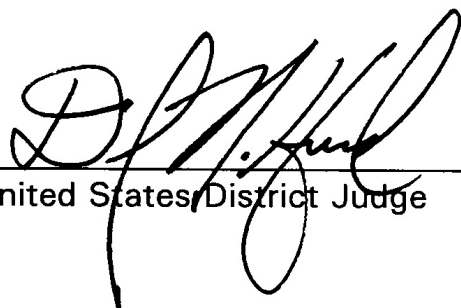
ORDERED that

1. The Commissioner's decision is AFFIRMED;
2. Plaintiff's complaint is DISMISSED in its entirety; and
3. Plaintiff's letter motion requesting "Consideration of Subsequent Fully Favorable

ALJ Decision" is DENIED.

The Clerk is directed to file a judgment accordingly.

IT IS SO ORDERED.

  
United States District Judge

Dated: November 19, 2013  
Utica, New York.