IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO WESTERN DIVISION AT DAYTON

CHARLES GAYHEART,

Plaintiff,

Case No.: 3:10-cv-401

vs.

COMMISSIONER OF SOCIAL SECURITY, District Judge Thomas M. Rose Magistrate Judge Michael J. Newman

Defendant.

ORDER ADOPTING REPORT AND RECOMMENDATION

The Court has reviewed the Report and Recommendation of United States Magistrate

Judge Michael J. Newman (Doc. #37), to whom this case was referred pursuant to 28 U.S.C.

§ 636(b), and noting that no objections have been filed thereto and that the time for filing such

objections under Fed. R. Civ. P. 72(b) has expired, hereby ADOPTS said Report and

Recommendation.

Accordingly, it is hereby **ORDERED** that:

- 1. The Report and Recommendation filed on May 8, 2015 (Doc. #37) is **ADOPTED** in full;
- Plaintiff's motion for attorney's fees under the Social Security Act (Doc. #36) is GRANTED;
- 3. Plaintiff's counsel is **AWARDED** \$29,300.00 in attorney's fees; and

4. The case remains **TERMINATED** on the docket of this Court.

Date: June 1, 2015

*s/Thomas M. Rose

Thomas M. Rose United States District Judge