IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CLINTON COPES,

Plaintiff, :

CIVIL ACTION

v.

:

NO. 15-4328

NANCY A. BERRYHILL,¹

Acting Commissioner of Social Security,

Defendant.

ORDER

- 1. The Report and Recommendation is APPROVED and ADOPTED;
- 2. The decision of the Commissioner is **AFFIRMED** and Plaintiff's Motion for Summary Judgment is **DENIED**; and
 - 3. The Clerk of the Court shall mark this case **CLOSED** for statistical purposes.

BY THE COURT:

GERALD A. MCHUGH.

Nancy A. Berryhill became the Acting Commissioner of Social Security on January 23, 2017. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Ms. Berryman should be substituted for the former Acting Commissioner, Carolyn Colvin, as the defendant in this action. No further action need be taken to continue this suit pursuant to section 205(g) of the Social Security Act. 42 U.S.C. § 405(g).