

**UNITED STATES DISTRICT COURT
 EASTERN DISTRICT OF TENNESSEE
 AT KNOXVILLE**

<p>TERRY L. DAVIS, Plaintiff,</p>))))))))))	
<p>v.</p>		<p>No. 3:11-CV-12 (Phillips/Guyton)</p>
<p>MICHAEL J. ASTRUE, COMMISSIONER OF SOCIAL SECURITY, Defendant.</p>		

JUDGMENT ORDER

For the reasons stated in the memorandum opinion filed contemporaneously with this order, the objections to the report and recommendation of the magistrate judge filed by plaintiff [Doc. 17] are hereby **OVERRULED**. The report and recommendation [Doc. 16] is **ACCEPTED IN WHOLE** under 28 U.S.C. § 636(b)(1) and Fed.R.Civ.P. 72(b).

IT IS ORDERED, for the reasons stated in the report and recommendation, which the court adopts and incorporates into its ruling, that the plaintiff’s motion for judgment on the pleadings [Doc. 12] is **DENIED**; the defendant Commissioner’s motion for summary judgment [Doc. 14] is **GRANTED**; the defendant Commissioner’s decision in this case denying plaintiff’s application for benefits under the Social Security Act is **AFFIRMED**; and this case is **DISMISSED**.

IT IS SO ORDERED.

ENTER:

ENTERED AS A JUDGMENT
s/ Debra C. Poplin
CLERK OF COURT

s/ Thomas W. Phillips
United States District Judge