

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

James T. Shirley, )  
)  
*Plaintiff,* )  
)  
v. )  
)  
Carolyn W. Colvin, )  
Commissioner of Social Security, )  
)  
*Defendant.* )

Case No. 3:14-CV-155-PLR-HBG

**MEMORANDUM OPINION**

This case is before the Court on the Report and Recommendation filed by United States Magistrate Judge H. Bruce Guyton [R. 12]. There have been no timely objections to the Report and Recommendation, and enough time has passed since the filing of the Report and Recommendation to treat any objections as having been waived. *See* 28 U.S.C. § 636(b)(1); Fed.R.Civ.P. 72(b).

After a careful review of the record and the parties’ pleadings, the Court is in complete agreement with the Magistrate Judge’s recommendation that plaintiff’s complaint be dismissed in its entirety. Accordingly, the Court **ACCEPTS IN WHOLE** the Report and Recommendation 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 Commissioner’s motion to dismiss [R. 7] is **GRANTED**, and the plaintiff’s complaint is **DISMISSED in its entirety**.

**It is so ORDERED.**

  
UNITED STATES DISTRICT JUDGE