

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
LYNCHBURG DIVISION**

ROBERT STEPHENS,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

CIVIL ACTION No. 6:15-cv-00044

ORDER

JUDGE NORMAN K. MOON

This matter is before the Court on the parties' cross Motions for Summary Judgment (docket nos. 26 and 27), and the Report & Recommendation of United States Magistrate Judge Robert S. Ballou (docket no. 32, hereinafter "Report"). Pursuant to Standing Order 2011-17 and 28 U.S.C. § 636(b)(1)(B), I referred this matter to Judge Ballou for proposed findings of fact and a recommended disposition. The parties filed cross motions for summary judgment, and on January 30, 2017, Judge Ballou filed a Report recommending that Plaintiff's Motion for Summary Judgment be denied, and the Commissioner's Motion for Summary Judgment be granted. After a review of the record in this case, and no objections having been filed to the Report within fourteen days of its service upon the parties, I adopt the Report in its entirety.

Accordingly:

1. The Report of January 30, 2017, is hereby **ADOPTED** in its entirety;
  2. Plaintiff's Motion for Summary Judgment (docket no. 26) is hereby **DENIED**;
- and

3. Defendant's Motion for Summary Judgment (docket no. 27) is hereby  
**GRANTED.**

The Clerk of the Court is hereby directed to send a certified copy of this Order to all  
counsel of record and to remove this case from the Court's active docket.

It is so **ORDERED.**

Entered this 27th day of February, 2017.

  
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NORMAN K. MOON  
UNITED STATES DISTRICT JUDGE