

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 93-2730

Summary Calendar

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DARRELL LEON BOOKER,

Plaintiff-Appellant,

versus

DONNA SHALALA, Secretary  
of Health and Human Services,

Defendant-Appellee.

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Appeal from the United States District Court  
for the Southern District of Texas  
(CA-H-92-479)

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(May 10, 1994)

Before HIGGINBOTHAM, DUHÉ, and BARKSDALE, Circuit Judges.

PER CURIAM:\*

Darrell Leon Booker injured his right shoulder during April 1988. An ALJ determined that Booker was not disabled. The Appeals Council denied Booker's request for review of the ALJ's decision. Booker then filed a complaint in district court, arguing that the ALJ's conclusion regarding the pain he suffered was erroneous. The

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\*Local Rule 47.5 provides: "The publication of opinions that have no precedential value and merely decide particular cases on the basis of well-settled principles of law imposes needless expense on the public and burdens on the legal profession." Pursuant to that Rule, the Court has determined that this opinion should not be published.

district court granted the Secretary's motion for summary judgment and affirmed the Secretary's denial of disability benefits.

The ALJ determined that Booker was not disabled because Booker's impairment did not prevent him from doing any other substantial gainful activity. See 20 C.F.R. §§ 404.1520, 416.920; Anthony v. Sullivan, 954 F.2d 289, 293 (5th Cir. 1992). Booker argues that he cannot get a special driver's license for the light driving jobs suggested by the vocational expert. Aside from the driving jobs, however, the vocational expert testified that Booker could perform several unskilled light jobs. Booker has not suggested why he cannot perform these jobs. Substantial evidence supports the ALJ's decision.

Booker also argues that he has new evidence about his medical condition. The evidence he produces before this court does not relate to the time period for which benefits were denied, making remand inappropriate. Haywood v. Sullivan, 888 F.2d 1463, 1471 (5th Cir. 1989). The evidence he produced before the district court repeats claims rejected by the ALJ because of their lack of credibility and does not raise a reasonable possibility of a changed outcome on remand. Bradley v. Bowen, 809 F.2d 1054, 1058 (5th Cir. 1987). Booker also does not explain why these records were not presented to the Secretary in the first instance. Id.

AFFIRMED.