

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 99-31346
Summary Calendar

OLA M. THRASH, on behalf of
Jerry K. Thrash Estate, on
behalf of Dominique D. Gillham,

Plaintiff-Appellant,

versus

KENNETH S. APFEL, COMMISSIONER OF SOCIAL SECURITY,

Defendant-Appellee.

Appeal from the United States District Court
for the Western District of Louisiana
USDC No. 5:99-CV-217

July 14, 2000

Before HIGGINBOTHAM, DeMOSS, and STEWART, Circuit Judges.

PER CURIAM:*

On behalf of her foster daughter, Dominique D. Gillham, Ola M. Thrash appeals from the district court's order adopting the magistrate judge's report and recommendation and affirming the Commissioner's denial of Social Security benefits. Thrash argues that the Commissioner's decision was erroneous in light of the enactment by the Louisiana State Legislature of special legislation declaring Dominique the child of the Thrashes. We

* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

hold that the Commissioner applied the proper legal standards. See 20 C.F.R. § 404.355(a)(1); United States v. Vernon Home Health, Inc., 21 F.3d 693, 696 (5th Cir. 1994); Anthony v. Sullivan, 954 F.2d 289, 292 (5th Cir. 1992); Smith v. Bowen, 862 F.2d 1165, 1166 (5th Cir. 1989).

AFFIRMED.