

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 01-1195

Wayne Robinson,

Appellant,

v.

Jo Anne B. Barnhart, Commissioner,
Social Security Administration,

Appellee.

*
*
*
*
*
*
*
*
*

Appeal from the United States
District Court for the
Western District of Arkansas.
[UNPUBLISHED]

Submitted: November 7, 2001

Filed: November 26, 2001

Before WOLLMAN, Chief Judge, BOWMAN, and LOKEN, Circuit Judges

PER CURIAM.

Wayne Robinson appeals the district court's¹ decision affirming the Commissioner's denial of disability insurance benefits. We review the Commissioner's denial of benefits to determine whether it is supported by substantial evidence on the record as a whole, which includes new evidence submitted to the Appeals Council, see Cunningham v. Apfel, 222 F.3d 496, 500 (8th Cir. 2000), but

¹The Honorable Beverly Stites Jones, United States Magistrate Judge for the Western District of Arkansas, to whom the case was referred for final disposition by consent of the parties pursuant to 28 U.S.C. § 636(c).

does not include the evidence Robinson seeks to submit with this appeal, see Delrosa v. Sullivan, 922 F.2d 480, 483-84 (8th Cir. 1991) (refusing to consider new evidence submitted on appeal).

Based upon our careful review of the record, the judgment is affirmed. See 8th Cir. R. 47B.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.