

Case No. 1:11-CV-2639
Gwin, J.

those portions of a Report and Recommendation to which the parties have made an objection. [28 U.S.C. § 636\(b\)\(1\)\(C\)](#). The Act grants parties fourteen days to file objections. *Id.* Failure to object within this time waives a party's right to appeal the district court's judgment. [FED. R. CIV. P. 72\(a\)](#); *see also Thomas v. Arn*, 474 U.S. 140, 145 (1985); [United States v. Walters](#), 638 F.2d 947, 949-50 (6th Cir. 1981). Absent objection, a district court may adopt the magistrate judge's report without review. [See Thomas](#), 474 U.S. at 149.

In this case, neither party has objected to the Magistrate Judge's recommendation. Moreover, having conducted its own review of the Report and Recommendation, record, and parties' (minimal) briefs, the Court agrees with the recommendation of Magistrate Judge White that the Court dismiss Peyton's lawsuit for want of prosecution.

Accordingly, the Court **ADOPTS** in whole Magistrate Judge White's Report and Recommendation and incorporates it fully herein by reference, and **DENIES** Plaintiff Sopko's complaint.

IT IS SO ORDERED

Dated: September 17, 2012

s/ James S. Gwin
JAMES S. GWIN
UNITED STATES DISTRICT JUDGE