

---

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH, NORTHERN DIVISION

---

TRAVIS E.,

Plaintiff,

v.

NANCY A BERRYHILL, Acting  
Commissioner of Social Security,

Defendant.

**MEMORANDUM DECISION AND  
ORDER ADOPTING REPORT  
AND RECOMMENDATION**

Case No. 1:17-cv-00048-DN-EJF

District Judge David Nuffer

---

The Report and Recommendation<sup>1</sup> issued by United States Magistrate Judge Evelyn J. Furse on September 6, 2018, recommends remand of the Commissioner's decision denying Plaintiff's claim for child insurance benefits and supplemental security income.

The parties were notified of their right to file objections to the Report and Recommendation within 14 days of its service in accordance with [28 U.S.C. § 636](#) and [Fed. R. Civ. P. 72](#). No party filed a written objection to the Report and Recommendation. Therefore, the analysis and conclusion of the Magistrate Judge are accepted, and the Report and Recommendation<sup>2</sup> is adopted in its entirety. The Commissioner's decision is REVERSED, and the case is REMANDED to the Commissioner. On remand, the Commissioner should reevaluate Plaintiff's credibility in full compliance with [SSR 16-3p](#).

**ORDER**

IT IS HEREBY ORDERED that the Report and Recommendation<sup>3</sup> is ADOPTED and the Commissioner's decision is REVERSED, and the case is REMANDED to the Commissioner. On

---

<sup>1</sup> [Docket no. 21](#), filed September 6, 2018.

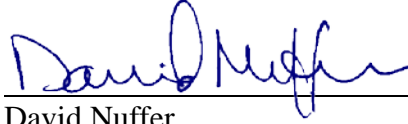
<sup>2</sup> *Id.*

<sup>3</sup> *Id.*

remand, the Commissioner should reevaluate Plaintiff's credibility in full compliance with [SSR 16-3p](#).

Signed September 26, 2018.

BY THE COURT:



---

David Nuffer  
United States District Judge