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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

Christopher James Havlick,  
Plaintiff,  
vs.  
Nancy A. Berryhill,  
Defendant.

No. CV 16-284-TUC-JAS (LCK)

**ORDER**

Pending before the Court is a Report and Recommendation issued by United States Magistrate Judge Kimmins that recommends remanding the case to the ALJ for further proceedings. A review of the record reflects that the parties have not filed any objections to the Report and Recommendation and the time to file objections has expired. As such, the Court will not consider any objections or new evidence.

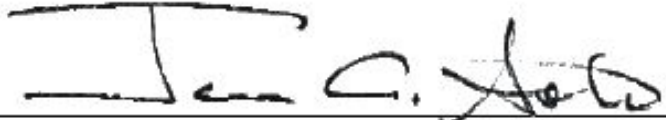
The Court has reviewed the record and concludes that Magistrate Judge Kimmins' recommendations are not clearly erroneous. *See* 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72; *Johnson v. Zema Systems Corp.*, 170 F.3d 734, 739 (7th Cir. 1999); *Conley v. Crabtree*, 14 F. Supp. 2d 1203, 1204 (D. Or. 1998).

Accordingly, IT IS HEREBY ORDERED as follows:  
(1) Magistrate Judge Kimmins' Report and Recommendation (Doc. 28) is accepted and adopted.

1 (2) This case is remanded to the ALJ for further proceedings as discussed in the Report and  
2 Recommendation.

3 (3) The Clerk of the Court shall close the file in this case.  
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5 DATED this 13<sup>th</sup> day of July, 2017.  
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9 James A. Soto  
10 United States District Judge  
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