



1 testimony.” (*Id.* at 13.) Therefore, the magistrate judge recommended Plaintiff’s motion for summary  
2 judgment be granted, the agency’s determination to deny benefits be reversed, and judgment be  
3 entered in favor of Plaintiff. (*Id.* at 14.)

4 The Court served the Findings and Recommendations on the parties and notified them that any  
5 objections were due within 14 days. (Doc. 28 at 14.) The Court advised the parties that the “failure to  
6 file objections within the specified time may result in the waiver of the ‘rights to challenge the  
7 magistrate judge’s factual findings’ on appeal.” (*Id.*, quoting *Wilkerson v. Wheeler*, 772 F.3d 834,  
8 838-39 (9th Cir. 2014).) Neither the Commissioner or Plaintiff filed objections, and the time to do so  
9 has passed.

10 According to 28 U.S.C. § 636(b)(1), this Court performed a *de novo* review of this case.  
11 Having carefully reviewed the matter, the Court concludes the Findings and Recommendations are  
12 supported by the record and proper analysis. Thus, the Court **ORDERS**:

- 13 1. The Findings and Recommendations issued on June 28, 2024 (Doc. 28) are **ADOPTED**  
14 in full.
- 15 2. Plaintiff’s motion for summary judgment (Doc. 23) is **GRANTED**.
- 16 3. The administrative decision is reversed, and the matter is **REMANDED** pursuant to  
17 sentence four of 42 U.S.C. § 405(g) for further proceedings.
- 18 4. The Clerk of Court is directed to enter judgment in favor of Plaintiff Ashley Ann  
19 Yamada, and against Defendant Martin O’Malley, Commissioner of Social Security,  
20 and to close this case.

21  
22 IT IS SO ORDERED.

23 Dated: August 27, 2024

  
UNITED STATES DISTRICT JUDGE