

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
LOUISVILLE DIVISION

TYRIAN C.

Plaintiff

v.

Civil Action No. 3:21-cv-568-RGJ-CHL

COMMISSIONER OF SOCIAL SECURITY

Defendant

* * * * *

ORDER ACCEPTING REPORT AND RECOMMENDATION

This matter is before the Court on the Complaint filed by Plaintiff Tyrian C. ("Plaintiff") challenging the final decision of the Commissioner of Social Security ("Commissioner") denying her claim for disability insurance benefits. [DE 1]. Plaintiff filed a Fact and Law Summary [DE 19], and the Commissioner filed a Fact and Law Summary [DE 22]. This matter was referred to United States Magistrate Judge Regina S. Edwards for report and recommendation. [DE 2]. Judge Edwards entered her Report and Recommendation [DE 23] on January 3, 2023, recommending that the final decision of the Commissioner be affirmed. The time for objections to the magistrate judge's recommendation expired on January 17, 2022. *See* 28 U.S.C. § 636(b)(1)(C); Fed. R. Civ. P. 72(b)(2). Plaintiff did not file objections and the time for doing so has passed. This matter is now ripe for adjudication.

A district court may refer a motion to a magistrate judge for the preparation of a report and recommendation. 28 U.S.C. § 636(b)(1)(B); Fed. R. Civ. P. 72(b)(1). "A magistrate judge must promptly conduct the required proceedings . . . [and] enter a recommended disposition, including, if appropriate, proposed findings of fact." Fed. R. Civ. P. 72(b)(1). This Court must "determine de novo any part of the magistrate judge's disposition that has been properly objected to." 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b)(3). The Court need not review under a *de novo* or any

other standard those aspects of the report and recommendation to which no specific objection is made and may adopt the findings and rulings of the magistrate judge to which no specific objection is filed *Thomas v. Arn*, 474 U.S. 140, 150, 155 (1985).

Here, because no party has objected to the Report and Recommendation, the Court may accept it without review. *See Thomas*, 474 U.S. at 150, 155. Nevertheless, the Court has conducted its own review of the record and finds no error in the magistrate judge's findings and conclusions. Accordingly, and the Court being otherwise sufficiently advised, **IT ORDERED** as follows:

(1) The Report and Recommendation of the United States Magistrate, [DE 23], is **ACCEPTED** in whole and **INCORPORATED** by reference.

(2) A separate judgment shall issue this date.

January 18, 2023


Rebecca Grady Jennings, District Judge
United States District Court

cc: Counsel of Record