

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

ROGER ALLEN RICKMAN,

Plaintiff,

vs.

**NANCY A. BERRYHILL, Acting
Commissioner of Social Security
Administration;**

Defendant.

4:16CV3187

ORDER

This matter is before the Court on the Findings and Recommendation of Magistrate Judge Cheryl Zwart, ECF No. 14, recommending that this case be dismissed for failure to state a claim upon which relief can be granted and for failure to exhaust administrative appeal rights. No objection was filed. Under 28 U.S.C. § 636(b)(1), the Court has conducted a de novo review of the record and adopts the Findings and Recommendation in their entirety.

IT IS ORDERED:

1. The Magistrate Judge's Findings and Recommendation, ECF No. 14, are adopted in their entirety; and
2. The above-captioned case is dismissed, with prejudice.

Dated this 4th day of January, 2018.

BY THE COURT:

s/Laurie Smith Camp
Chief United States District Judge