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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

CHRISTOPHER VANGEMERT,

Plaintiff(s),

v.

NANCY A. BERRYHILL,

Defendant(s).

Case No. 2:18-CV-657 JCM (NJK)

ORDER

Presently before the court is Magistrate Judge Nancy J. Koppe's report and recommendation (ECF No. 24) in the matter of Vangemert v. Berryhill, case number 2:18-cv-00657-JCM-NJK. No objections have been filed, and the deadline for doing so has passed.

Magistrate Judge Koppe notes that the administrative law judge ("ALJ") improperly denied appellant Christopher Vangemert's application for disability benefits. (ECF No. 24). The magistrate judge explains in her report and recommendation that experts opined that Vangemert could carry out two-step instructions. *Id.* The ALJ rejected these opinions and adopted a "simple, repetitive tasks" residual functional capacity limitation. *Id.* Because the ALJ did not provide any explanation or refer to substantial evidence in support of this rejection, the magistrate judge recommends remanding this case for further proceedings. *Id.*

This court "may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate." 28 U.S.C. § 636(b)(1). Where a party timely objects to a magistrate judge's report and recommendation, then the court is required to "make a de novo determination of those portions of the [report and recommendation] to which objection is made." 28 U.S.C. § 636(b)(1).

