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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

SHELENE IRENE BRIGGS,

Plaintiff

v.

ANDREW M. SAUL,

Defendant

Case No.: 2:19-cv-01094-APG-NJK

**Order Accepting Report and
Recommendation and Remanding This
Case**

[ECF Nos. 42, 43, 48]

On December 18, 2020, Magistrate Judge Koppe recommended that I grant plaintiff Shelene Briggs' motion to remand, deny the Commissioner's motion to affirm, and remand this action to the Administrative Law Judge for further proceedings. ECF No. 48. No one filed an objection. Thus, I am not obligated to conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring district courts to "make a de novo determination of those portions of the report or specified proposed findings to which objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) ("the district judge must review the magistrate judge's findings and recommendations de novo *if objection is made*, but not otherwise" (emphasis in original)).

I THEREFORE ORDER that Magistrate Judge Koppe's report and recommendation (ECF No. 48) is accepted, plaintiff Shelene Briggs' motion to remand (ECF No. 42) is GRANTED, and the Commissioner's motion to affirm (ECF No. 43) is DENIED. This matter is REMANDED to the Social Security Administration for further proceedings. The clerk of court is instructed to close this case.

DATED this 6th day of January, 2021.



ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE