## UNITED STATES DISTRICT COURT DISTRICT OF NEW HAMPSHIRE

Warren Laifer and Gail Anne Laifer

v.

Nancy A. Berryhill, Acting Commissioner, Social Security Administration; New Hampshire Department of Health and Human Services; and Shania Sanborn Case No. 17-cv-425-PB

## ORDER

No objection having been filed, I herewith approve the Report and Recommendation of Magistrate Judge Andrea K. Johnstone dated September 12, 2018, and dismiss the plaintiffs' remaining claims for failure to exhaust. "`[0]nly those issues fairly raised by the objections to the magistrate's report are subject to review in the district court and those not preserved by such objection are precluded on appeal.'" <u>School Union No.</u> <u>37 v. United Nat'l Ins. Co.</u>, 617 F.3d 554, 564 (1st Cir. 2010) (<u>quoting Keating v. Secretary of Health & Human Servs.</u>, 848 F.2d 271, 275 (1st Cir.1988)); <u>see also United States v. Valencia-</u> <u>Copete</u>, 792 F.2d 4, 6 (1st Cir. 1986) (after proper notice, failure to file a specific objection to magistrate's report will waive the right to appeal).

> /s/ Paul Barbadoro Paul Barbadoro United States District Judge

Date: October 11, 2018

cc: Warren Laifer, pro se Gail Anne Laifer, pro se