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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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RICHARD RALPH MARTINEZ,

Plaintiff,

-against-

09 Civ. 9494 (DAB) (AJP)  
ADOPTION OF REPORT  
AND RECOMMENDATION

SOCIAL SECURITY ADMINISTRATION (SSA),  
FIELD OFFICE MANAGER I & FIELD OFFICE  
MANAGER II, individually and in their  
official capacities,

Defendants.

-----X  
DEBORAH A. BATTIS, United States District Judge.

This matter is before the Court upon a Report and  
Recommendation ("Report") of United States Magistrate Judge  
Andrew J. Peck, which was filed June 30, 2010. The Report  
recommends that Plaintiff's Complaint be dismissed for failure to  
prosecute and failure to comply with Court Orders.

According to 28 U.S.C. § 636(b)(1)(C), "[w]ithin fourteen  
days after being served with a copy, any party may serve and file  
written objections to such proposed findings and  
recommendations." 28 U.S.C. § 636(b)(1)(C); see also Fed. R.  
Civ. P. Rule 72(b)(2) (stating that "[w]ithin 14 days after being  
served with a copy of the recommended disposition, a party may  
serve and file specific, written objections to the proposed  
findings and recommendations"). Despite being advised  
accordingly in Judge Peck's Report and Recommendation, to date,  
no objections to the Report have been filed.

Having reviewed the Report, and finding no clear error on the face of the record, see 28 U.S.C. § 636(b)(1)(B), it is hereby ORDERED AND ADJUDGED as follows:

1. The Report and Recommendation, Docket Entry No. 13, of United States Magistrate Judge Andrew J. Peck, dated June 30, 2010, be and the same hereby is APPROVED, ADOPTED, and RATIFIED by the Court in its entirety;

2. Plaintiff's Complaint is dismissed for failure to prosecute and to comply with Court Orders.

3. The Clerk of Court is directed to CLOSE the Docket in this case.

SO ORDERED.

DATED: New York, New York

July 28, 2010

Deborah A. Batts

Deborah A. Batts  
United States District