

PEARSON, J.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

CHARLOTTE HUTCHINSON,
on behalf of T.H.

Plaintiff,

v.

COMMISSIONER OF SOCIAL
SECURITY ADMINISTRATION,

Defendant.

)
) CASE NO. 1:16CV38
)
)

) JUDGE BENITA Y. PEARSON
)
)

) **MEMORANDUM OF OPINION**
) **AND ORDER**
)

An Administrative Law Judge (“ALJ”) denied Plaintiff Charlotte Hutchinson’s application for Supplemental Security Income, made on behalf of her grandson, T.H., after a hearing in the above-captioned case. That decision became the final determination of the Commissioner of Social Security when the Appeals Council denied the request to review the ALJ’s decision. The claimant sought judicial review of the Commissioner’s decision, and this Court referred the case to Magistrate Judge Thomas M. Parker for preparation of a Report and Recommendation pursuant to [28 U.S.C. § 636](#) and [Local Rule 72.2\(b\)\(1\)](#). The Magistrate Judge submitted a Report ([ECF No. 21](#)), recommending that the Court vacate the Commissioner’s decision and remand the case to the ALJ for evaluation of T.H.’s treating physician’s opinion and analysis of T.H.’s domains of functioning. [ECF No. 21 at PageID #: 470–84](#)).

[Fed. R. Civ. P. 72\(b\)\(2\)](#) provides that objections to a report and recommendation must be filed within 14 days after service. On December 5, 2016, the Commissioner filed a Response to

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the Report and Recommended Decision ([ECF No. 22](#)), which states that the Commissioner will not be filing objections. Furthermore, Plaintiff has not filed any objections, evidencing satisfaction with the Magistrate Judge's recommendations. Any further review by this Court would be a duplicative and inefficient use of the Court's limited resources. [Thomas v. Arn, 728 F.2d 813 \(6th Cir. 1984\)](#), [aff'd, 474 U.S. 140 \(1985\)](#); [Howard v. Secretary of Health and Human Services, 932 F.2d 505 \(6th Cir. 1991\)](#); [United States v. Walters, 638 F.2d 947, 949-50 \(6th Cir. 1981\)](#).

Accordingly, the Court adopts the Magistrate Judge's Report and Recommendation. The Court will vacate the decision of the Commissioner of Social Security and remand this case to the Commissioner for rehearing and a new decision.

IT IS SO ORDERED.

December 21, 2016
Date

/s/ Benita Y. Pearson
Benita Y. Pearson
United States District Judge