UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF OHIO	
	:
SANDRA REYES,	:
ex rel., J.R., a minor,	:
	:
Plaintiff,	:
	:
VS.	:
COMMISSIONER OF SOCIAL	:
SECURITY,	•
	:
Defendant.	:
	:

CASE NO. 1:17-cv-943

OPINION AND ORDER [Resolving Doc. <u>1</u>]

JAMES S. GWIN, UNITED STATES DISTRICT JUDGE:

On May 4, 2017, Plaintiff Sandra Reyes filed a complaint seeking judicial review of the Defendant Commissioner of Social Security's denial of her minor son's application for supplemental security income benefits.¹ The Court referred the matter to Magistrate Judge David A. Ruiz.

On June 11, 2018, Magistrate Judge Ruiz issued a Report and Recommendation ("R&R") recommending that this Court reverse and remand the Commissioner's final decision.² Objections to that R&R were due by June 25, 2018. The Commissioner stated it will not file objections.³

The Federal Magistrates Act requires a district court to conduct a *de novo* review only of those portions of an R&R to which the parties have made an objection.⁴ Failure to timely object waives a party's right to appeal the magistrate's report.⁵ Where a party does not object to the R&R, a district court may adopt it without review.⁶

¹ Doc. <u>1</u>.

² Doc. <u>15</u>.

³ Doc. <u>16</u>.

⁴ <u>28 U.S.C. § 636(b)(1)(C)</u>.

⁵ Thomas v. Arn, 474 U.S. 140, 145 (1985); United States v. Walters, 638 F.2d 947, 949-50 (6th Cir. 1981).

⁶ See Thomas, 474 U.S. at 149–50.

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Accordingly, in light of the Commissioner's decision not to object to the R&R in this case, the Court **ADOPTS** Magistrate Judge Ruiz's R&R, incorporates it as if fully restated herein, and **REVERSES AND REMANDS** the Commissioner's final decision.

IT IS SO ORDERED.

Dated: June 27, 2018

s/ James S. Gwin

JAMES S. GWIN UNITED STATES DISTRICT JUDGE