

failed to properly evaluate Plaintiff's symptoms. Id. On October 26, 2020, Magistrate Judge Ruiz recommended that the Commissioner's final decision be affirmed. Doc #: 18.

Under the relevant statute:

Within fourteen days after being served with a copy [of a magistrate judge's R&R], any party may serve and file written objections to such proposed findings and recommendations as provided by rules of court. A judge of the court shall make a de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made.

28 U.S.C. § 636(b)(1) (emphasis added).

In this case, the R&R was issued on October 26, 2020, and it is now November 10, 2020. Fourteen days have elapsed since the R&R was issued, and Plaintiff has neither filed objections nor a request for an extension of time to file them. The failure to timely file written objections to an R&R constitutes a waiver of a de novo review by the district court of any issues covered in the R&R. See *Thomas v. Arn*, 728 F.2d 813 (6th Cir. 1984); see also *United States v. Walters*, 638 F.2d 947 (6th Cir. 1981). Therefore, the Court **ADOPTS** the R&R in its entirety, **Doc #: 18**, and Plaintiff's Complaint is dismissed, **Doc #: 1**.

IT IS SO ORDERED.

/s/ Dan Aaron Polster November 10, 2020
Dan Aaron Polster
United States District Judge