PEARSON, J.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

WILFORD PHELPS,   )
) CASE NO. 1:21-CV-2295
                    Plaintiff,   )
)
           v.   ) JUDGE BENITA Y. PEARSON
)
COMMISSIONER OF SOCIAL   )
SECURITY ADMINISTRATION,   )
) **MEMORANDUM OF OPINION AND**
) **ORDER**
                    Defendant.   ) [Regarding ECF No. 11]

On November 15, 2022, the assigned magistrate judge issued a Report and

Recommendation suggesting that the Commissioner's decision denying Plaintiffs application for

Supplemental Security Income be reversed and the case be remanded for additional proceedings

consistent with this recommendation. *See* ECF No. 11.

The Federal Magistrates Act requires a district court to conduct a *de novo* review only of

those portions of a Report and Recommendation to which the parties have made an objection. 28

U.S.C. § 636(b)(1)(C). Parties must file any objections to a Report and Recommendation within

fourteen days of service. *Id*.; Fed. R. Civ. Pro. 72(b)(2). Failure to object within this time waives

a party's right to appeal the district court's judgment. *Thomas v. Arn*, 474 U.S. 140, 145 (1985);

United States v. Walters, 638 F.2d 947, 949-50 (6th Cir. 1981). Absent objection, a district court

may adopt a magistrate judge's report without review. *See Thomas*, 474 U.S. at 149.

In the instant case, objections to the Report and Recommendation were due by November

29, 2022. No party has not filed an Objection, and Defendant's Response indicated that there

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would be no objections filed. *See* ECF No. 12. Accordingly, the Court adopts the Report and

Recommendation. ECF No. 11. The Commissioner's decision denying Supplemental Security

Income is reversed and the matter is remanded for proceedings consistent with the

recommendation.

      IT IS SO ORDERED.

January 18, 2023   */s/ Benita Y. Pearson*
Date   Benita Y. Pearson
                                           United States District Judge

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