

PEARSON, J.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF OHIO
 EASTERN DIVISION

RAVON JETER, SR.,)	
)	CASE NO. 4:13CV00896
Plaintiff,)	
)	
v.)	JUDGE BENITA Y. PEARSON
)	
LT. SAMPLE,)	
)	
Defendant.)	ORDER [Resolving ECF No. 9]

Pro se Plaintiff Ravon Jeter, Sr., filed a complaint alleging that Defendant Lieutenant Sample used excessive force against him. ECF No. [3](#). Defendant filed a Rule 12(b)(6) motion to dismiss the complaint. ECF No. [9](#). Plaintiff filed an opposition. ECF No. [17](#). Defendant filed a reply. ECF No. [18](#). On April 24, 2014, United States Magistrate Judge Kathleen B. Burke prepared a report in accordance with [28 U.S.C. § 636](#), recommending that the Rule 12(b)(6) motion to dismiss should be denied. ECF No. [19](#).

[28 U.S.C. § 636](#) provides that a party may serve and file specific written objections within fourteen days after being served with the recommendations of the magistrate judge. 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, 106 S. Ct. 466, 88 L. Ed. 2d \(1986\)](#). Moreover, 28 U.S.C. § 636 does not require a district judge to review a magistrate judge’s report to which no objections are filed. *Id.* at 149.

Although the cutoff to file written objections was May 8, 2014, Defendant has not filed

(4:13CV00896)

any objections, indicating satisfaction with the magistrate judge's report. Any further review by this Court would be a duplicative and inefficient use of the Court's resources. See [Howard v. Secretary of Health & Human Services, 932 F.2d 505, 509 \(6th Cir. 1991\)](#). Moreover, the Court agrees with the magistrate judge's recommendation.

Accordingly, the Court adopts the Report and Recommendation, and denies the motion to dismiss.

IT IS SO ORDERED.

July 2, 2014
Date

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