UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF OHIO

CHAD S. HALL, SR., : CASE NO. 4:17-cv-1327

Plaintiff,

vs. : OPINION & ORDER : [Resolving Doc. 1]

COMMISSIONER OF SOCIAL : SECURITY, :

Defendant.

JAMES S. GWIN, UNITED STATES DISTRICT JUDGE:

On June 23, 2017, Plaintiff Chad S. Hall, Sr. filed a complaint seeking judicial review of the Defendant Commissioner of Social Security's denial of his application for disability insurance benefits and supplemental security income.¹ The Court referred the matter to Magistrate Judge George J. Limbert.

On July 20, 2018, Magistrate Judge Limbert 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 August 3, 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. 1.

² Doc. 18.

³ Doc. 19.

⁴ 28 U.S.C. § 636(b)(1)(C).

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 Limbert's R&R, incorporates it as if fully restated herein, and REVERSES AND REMANDS the Commissioner's final decision.

IT IS SO ORDERED.

Dated: August 7, 2018

s/ James S. Gwin

JAMES S. GWIN

UNITED STATES DISTRICT JUDGE