

PEARSON, J.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

CARLA A. MOORE,)	
)	CASE NO. 5:13cv1705
Plaintiff,)	
)	
v.)	JUDGE BENITA Y. PEARSON
)	
COMMISSIONER OF SOCIAL)	
SECURITY,)	
)	<u>MEMORANDUM OF OPINION AND</u>
Defendant.)	<u>ORDER</u> [Regarding ECF No. 16]

On July 10, 2014, Magistrate Judge Kathleen B. Burke issued a Report (“R&R”) recommending that the Commissioner’s decision be affirmed. [ECF No. 16](#).

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. P. 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, Plaintiff filed a response to the R&R stating that she will not file an objection. [ECF No. 17](#). The Court finds that the R&R is supported by the record, and agrees

(5:13cv1705)

with the recommendation of the magistrate judge.

Accordingly, the Court adopts the magistrate judge's R&R ([ECF No. 16](#)) and affirms the decision of the Commissioner.

IT IS SO ORDERED.

July 22, 2014
Date

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