

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

**JAMES B. SECREST,**

**Plaintiff,**

v.

**COMMISSIONER OF  
SOCIAL SECURITY,**

**Defendant.**

**Case No. 2:16-cv-113**

**CHIEF JUDGE EDMUND A. SARGUS, JR.  
Magistrate Judge Kimberly A. Jolson**

**ORDER**

On September 28, 2017, the United States Magistrate Judge recommended that the Court grant Defendant's Unopposed Motion for an Indicative Ruling on a Motion for Relief from Judgment [ECF No. 28] and issue an order indicating that it is inclined to grant relief from its March 27, 2017 judgment entry should the court of appeals remand for that purpose. (Report & Recommendation at 2 [ECF No. 29].) Plaintiff has since filed a notice stating that he does not object to the Report and Recommendation and that he waives the right to file an objection. (Pl.'s Notice at 1-2 [ECF No. 30].) Accordingly, the Court **ADOPTS** the Report and Recommendation [ECF No. 29], **GRANTS** Defendant's Unopposed Motion [ECF No. 28], and **INDICATES** that it is inclined to grant relief from its March 27, 2017 judgment entry should the court of appeals remand for that purpose.

**IT IS SO ORDERED.**

9-29-2017  
DATE

  
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**EDMUND A. SARGUS, JR.**  
**CHIEF UNITED STATES DISTRICT JUDGE**