

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION

TINA DUNCAN, on behalf of  
GABRIEL DOW,

No. CV. 3:10-3084-AC

Plaintiff,

ORDER

v.

MICHAEL J. ASTRUE,  
Commissioner of Social Security  
Administration,

Defendant.

Philip W. Studenberg  
ATTORNEY AT LAW  
200 Pine Street  
Klamath Falls, OR 97601

Attorney for Plaintiff

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1 - ORDER

Adrian L. Brown  
U.S. ATTORNEY'S OFFICE  
District of Oregon  
1000 S.W. Third Avenue, Suite 600  
Portland, OR 97204

Willy M. Le  
SOCIAL SECURITY ADMINISTRATION  
Office of the General Counsel  
701 Fifth Avenue, Suite 2900, M/S 221A  
Seattle, WA 98104

Attorneys for Defendant

HERNANDEZ, District Judge:

Magistrate Judge John V. Acosta issued a Findings and Recommendation (doc. #14) on November 21, 2011, in which he recommends that the Commissioner's final decision in connection with Plaintiff's November 17, 2007, application for supplemental security income benefits ("SSI Benefits") be affirmed. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Federal Rule of Civil Procedure 72(b).

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, I am relieved of my obligation to review the record de novo. United States v. Reyna-Tapia, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc); see also United States v. Bernhardt, 840 F.2d 1441, 1444 (9th Cir. 1988) (de novo review required only for portions of Magistrate Judge's report to which objections have been made). Having reviewed the legal principles de novo, I find no error.

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CONCLUSION

The court ADOPTS Magistrate Judge Acosta Findings and Recommendation (doc. #14). Accordingly, the Commissioner's final decision in connection with Plaintiff's November 17, 2007, application for SSI Benefits is affirmed.

IT IS SO ORDERED.

DATED this 22nd day of December, 2011.

/s/ Marco A. Hernandez  
MARCO A. HERNANDEZ  
United States District Judge