

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

JEAN LANGDON,

Plaintiff,

No. 3:15-cv-01342-PK

v.

OPINION AND ORDER

CAROLYN W. COLVIN
Commissioner, Social Security
Administration,

Defendants.

HERNÁNDEZ, District Judge:

Magistrate Judge Paul Papak issued a Findings & Recommendation [18] on September 6, 2016, recommending that the Commissioner of Social Security's decision be reversed and the case remanded for the immediate payment of benefits. Defendant has timely filed objections [20] to the Findings & Recommendation. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1) and Federal Rule of Civil Procedure 72(b).

When a party objects to any portion of the Magistrate Judge's Findings & Recommendation, the district court must make a de novo determination of that portion of the Magistrate Judge's report. 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b)(3); Dawson v. Marshall, 561 F.3d 930, 932 (9th Cir. 2009); United States v. Reyna-Tapia, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc).


I have carefully considered Defendant's objections and conclude there is no basis to modify the Findings & Recommendation. I have also reviewed the pertinent portions of the record de novo and find no errors in the Magistrate Judge's Findings & Recommendation.

CONCLUSION

The Court ADOPTS Magistrate Judge Papak's Findings & Recommendation [18], and therefore, the Commissioner's final decision is REVERSED and this case is REMANDED for an immediate award of benefits.

IT IS SO ORDERED.

DATED this 15 day of December, 2016.


MARCO A. HERNÁNDEZ
United States District Judge