

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

JASON SAMPLE,

6:14-CV-01112-ST

Plaintiff,

ORDER

v.

CAROLYN W. COLVIN,  
Commissioner, Social Security  
Administration,

Defendant.

BROWN, Judge.

Magistrate Judge Janice M. Stewart issued Findings and Recommendation (#32) on February 24, 2016, in which she recommends this Court grant Plaintiff's Unopposed Motion (#31) for Attorney Fees pursuant to 42 U.S.C. § 406(b) and award Plaintiff attorneys' fees pursuant to § 406(b) in the amount of \$16,798.00 less \$6,255.64 in attorneys' fees previously awarded to Plaintiff in this matter under the Equal Access to Justice Act, 28 U.S.C. § 2412, for a total award of \$10,542.36. The

matter is now before this Court 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, this Court is relieved of its obligation to review the record *de novo*. See *Dawson v. Marshall*, 561 F.3d 930, 932 (9<sup>th</sup> Cir. 2009). See also *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9<sup>th</sup> Cir. 2003)(*en banc*). Having reviewed the legal principles *de novo*, the Court does not find any error.

#### **CONCLUSION**

The Court **ADOPTS** Magistrate Judge Stewart's Findings and Recommendation (#32). Accordingly, the Court **GRANTS** Plaintiff's Unopposed Motion (#31) for Attorney Fees under 42 U.S.C. 406(b) and **AWARDS** Plaintiff attorneys' fees pursuant to § 406(b) in the amount of **\$10,542.36**.

IT IS SO ORDERED.

DATED this 25<sup>th</sup> day of February, 2016.

/s/ Anna J. Brown

---

ANNA J. BROWN  
United States District Judge