

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

KYLE DEAN PEARCE,

6:16-cv-00021-AC

Plaintiff,

ORDER

v.

NANCY A. BERRYHILL,¹
Acting Commissioner, Social
Security Administration,

Defendant.

BROWN, Judge.

Magistrate Judge John V. Acosta issued Findings and Recommendation (#24) on July 7, 2017, in which he recommends this Court affirm the Commissioner's decision denying Plaintiff's application for supplemental security income benefits and disability insurance benefits. The matter is now before this

¹ On January 23, 2017, Nancy A. Berryhill was appointed the Acting Commissioner of Social Security and pursuant to Federal Rule of Civil Procedure 25(d) is substituted as the Defendant in this action.

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 (9th Cir. 2009). See also *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (*en banc*). Having reviewed the legal principles *de novo*, the Court does not find any error.

CONCLUSION

The Court **ADOPTS** Magistrate Judge Acosta's Findings and Recommendation (#24). Accordingly, the Court **AFFIRMS** the decision of the Commissioner and **DISMISSES** this matter pursuant to sentence four of 42 U.S.C. § 405(g).

IT IS SO ORDERED.

DATED this 25th day of July, 2017.



ANNA J. BROWN
United States District Judge