

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ARIZONA

**Regina Mae McCoy v. Commissioner of Social Security  
Administration**

McCoy · No. CV-25-02060-PHX-SPL · Decided April 10, 2026

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OPINION

McCoy

PER CURIAM.

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6 IN THE UNITED STATES DISTRICT COURT

7 FOR THE DISTRICT OF ARIZONA

8 Regina Mae McCoy, ) No. CV-25-02060-PHX-SPL ) 9 ) 10 Plaintiff, ) ORDER vs. ) ) 11 )  
Commissioner of Social Security ) 12 Administration, ) ) 13 ) 14 Defendant. ) 15 Plaintiff filed a  
Complaint (Doc. 1), challenging the denial of her application for 16 disability insurance benefits.  
The Honorable John Z. Boyle, United States Magistrate 17 Judge, issued a Report and  
Recommendation (“R&R”) (Doc. 23), recommending that the 18 Court reverse the Administrative  
Law Judge’s decision and remand for further 19 proceedings. Judge Boyle advised the parties that  
they had fourteen (14) days to file 20 objections to the R&R and that failure to do so could be  
considered a waiver of the right to 21 review (Doc. 23 at 9–10) (citing 28 U.S.C. § 636(b)(1), U.S.  
v. Reyna-Tapia, 328 F.3d 22 1114, 1121 (9th Cir. 2003)). 23 The parties have not filed objections  
and the time to do so has expired, relieving the 24 Court of its obligation to review the R&R. See,  
e.g., Thomas v. Arn, 474 U.S. 140, 149–50 25 (1985) (“It does not appear that Congress intended  
to require district court review of a 26 magistrate’s factual or legal conclusions, under a de novo or  
any other standard, when 27 neither party objects to those findings.”); Schmidt v. Johnstone, 263  
F. Supp. 2d 1219, 1226 28 (D. Ariz. 2003) (“[N]o review is required of a magistrate judge’s report  
and 1 | recommendation unless objections are filed.”); see also Reyna-Tapia, 328 F.3d at 1121 2|  
(€ [T]he district judge must review the magistrate judge’s findings and recommendations novo  
if objection is made, but not otherwise.”). The Court has nonetheless reviewed the 4| R&R and  
finds that it is well-taken. The Court will thus adopt the R&R. 5 IT IS THEREFORE ORDERED  
that Magistrate Judge Boyle’s Report and 6 | Recommendation (Doc. 23) is accepted and adopted  
by the Court. 7 IT IS FURTHER ORDERED that the final decision of the Commissioner of the 8 |  
Social Security Administration is reversed and remanded for further proceedings. 9 IT IS  
FURTHER ORDERED that Plaintiffs request for reinstatement of 10 | Medicare and removal of  
overpayment is dismissed without prejudice. 11 IT IS FURTHER ORDERED directing the Clerk  
of Court to enter judgment accordingly and terminate this case. 13 Dated this 10th day of April,  
2026. 14 16 United States District Judge 17 18 19 20 21 22 23 24 25 26 27 28

