

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MINNESOTA

Gentry M. v. Frank Bisignano, Commissioner of Social Security

Gentry M. · No. 24-cv-4550 (LMP/DLM) · Decided February 4, 2026

SUMMARY

The United States District Court for the District of Minnesota adopted a magistrate judge's Report and Recommendation recommending affirmance of the Commissioner of Social Security's denial of disability insurance benefits. Because neither party objected, the court reviewed the recommendation for clear error, found none, affirmed the Commissioner's decision, and dismissed the action with prejudice.

CASE DETAILS

COURT	United States District Court for the District of Minnesota
WRITING FOR THE COURT	Laura M. Provinzino
JURISDICTION	United States District Court for the District of Minnesota
DECIDED	February 4, 2026
DOCKET	24-cv-4550 (LMP/DLM)
DISPOSITION	dismissed
PROCEDURAL POSTURE	Plaintiff sought judicial review of the Commissioner's denial of disability insurance benefits. The matter was referred to a magistrate judge, whose Report and Recommendation recommended affirmance; neither party objected.
STANDARD OF REVIEW	Clear-error review of an unobjected-to magistrate judge's Report and Recommendation under Federal Rule of Civil Procedure 72(b)(2).
PRECEDENTIAL VALUE	Unknown
PARTIES	Gentry M. v. Frank Bisignano, Commissioner of Social Security

TOPICS

judicial review of agency action administrative law civil procedure

PRACTICE AREAS

Social Security administrative law civil procedure

QUESTIONS PRESENTED

1. Whether the magistrate judge's Report and Recommendation recommending affirmance of the Commissioner's denial of disability insurance benefits contained clear error when neither party objected.

HOLDINGS

1. When neither party objects to a magistrate judge's Report and Recommendation, the district court reviews it for clear error; finding no clear error here, the court adopted the Report and Recommendation.
2. The Commissioner's decision denying disability insurance benefits was affirmed.

FACTUAL BACKGROUND

Gentry M. applied for disability insurance benefits. The Commissioner of Social Security denied the application. Gentry M. sought judicial review of that denial in the district court.

PROCEDURAL HISTORY

Gentry M. filed an action challenging the denial of his application for disability insurance benefits. After receiving briefs from both parties, Magistrate Judge Douglas L. Micko recommended affirming the Commissioner's decision. Because neither party objected, the district court reviewed the Report and Recommendation for clear error, adopted it, affirmed the Commissioner's decision, and dismissed the action with prejudice.

DISPOSITION

dismissed

CASES CITED

- *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam)

OPINION

UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA GENTRY M., Case No. 24-cv-4550 (LMP/DLM) Plaintiff, v. ORDER ADOPTING FRANK BISIGNANO, REPORT AND RECOMMENDATION Commissioner of Social Security, Defendant. Bryan Konoski, Konoski & Partners, P.C., East Brunswick, NJ, for Plaintiff. Ana H. Voss, United States Attorney's Office, Minneapolis, MN, James Potter, James D. Sides, and Sophia Doroba, Social Security Administration, Baltimore, MD, for Defendant.

Plaintiff Gentry M. appeals the denial of his application for disability insurance benefits by Defendant Frank Bisignano, Commissioner of Social Security (the "Commissioner"). See ECF No. 1. After receiving briefing from Gentry M. and the Commissioner, ECF Nos. 7, 9, United States Magistrate Judge Douglas L. Micko issued a Report and Recommendation ("R&R"), recommending that the Court affirm the Commissioner's decision denying benefits.

See ECF No. 12. Neither party objected to the R&R, see Fed. R. Civ. P. 72(b)(2), so the Court reviews the R&R for clear error, *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Finding no clear error, the Court adopts the R&R, affirms the Commissioner's decision, and dismisses this action with prejudice. ORDER Based upon the foregoing, and all the files, records, and proceedings herein, IT IS HEREBY ORDERED that: 1.

The relief requested in the Commissioner's brief (ECF No. 7) is GRANTED; 2. The relief requested in Gentry M.'s brief (ECF No. 9) is DENIED; 3. The Report and Recommendation (ECF No. 12) is ADOPTED; and 4. This action is DISMISSED WITH PREJUDICE. LET JUDGMENT BE ENTERED ACCORDINGLY. Dated: February 4, 2026 s/Laura M. Provinzino
Laura M. Provinzino United States District Judge