

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICO

John Edward Bowker v. Frank Bisignano, Commissioner of the Social Security Administration

Bowker · No. 1:24-cv-01174-MIS-KK · Decided February 10, 2026

SUMMARY

The United States District Court for the District of New Mexico adopted a magistrate judge’s proposed findings and recommended disposition in an action challenging the denial of Supplemental Security Income benefits. The court granted the plaintiff’s motion, reversed the Commissioner’s decision, remanded the case for further proceedings, closed the case, and directed entry of final judgment.

CASE DETAILS

COURT	United States District Court for the District of New Mexico
WRITING FOR THE COURT	Margaret Strickland
JURISDICTION	United States District Court for the District of New Mexico
DECIDED	February 10, 2026
DOCKET	1:24-cv-01174-MIS-KK
DISPOSITION	reversed_and_remanded
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's Proposed Findings and Recommended Disposition recommending reversal of the Commissioner's denial of Supplemental Security Income and remand for further proceedings. No party filed objections.
STANDARD OF REVIEW	A party's failure to make timely objections to a magistrate judge's proposed findings and recommended disposition waives appellate review of both factual and legal questions.
PRECEDENTIAL VALUE	Unknown
PARTIES	John Edward Bowker v. Frank Bisignano, Commissioner of the Social Security Administration

TOPICS

- judicial review of agency action
- administrative procedure act
- remedies
- civil procedure

PRACTICE AREAS

QUESTIONS PRESENTED

1. Whether the court should adopt the magistrate judge's Proposed Findings and Recommended Disposition when no timely objections were filed.
2. Whether Bowker's motion to reverse and remand the Commissioner's denial of Supplemental Security Income should be granted.

HOLDINGS

1. The court adopted the magistrate judge's Proposed Findings and Recommended Disposition because no objections were filed within the prescribed fourteen-day period.
2. Bowker's motion to reverse and remand to the agency was granted, the Commissioner's decision denying his Supplemental Security Income claim was reversed, and the case was remanded to the Commissioner for further proceedings consistent with the Proposed Findings and Recommended Disposition.

FACTUAL BACKGROUND

The Commissioner of the Social Security Administration denied John Edward Bowker's claim for Supplemental Security Income. Bowker moved in the district court to reverse the Commissioner's decision and remand the matter to the agency. The court adopted the magistrate judge's recommendation without party objections.

PROCEDURAL HISTORY

Magistrate Judge Kirtan Khalsa issued a Proposed Findings and Recommended Disposition on January 26, 2026, recommending that the court grant Bowker's motion to reverse and remand, reverse the Commissioner's decision denying Supplemental Security Income, and remand for further proceedings. After no objections were filed within fourteen days, the district court adopted the recommendation, granted the motion, remanded the case to the Commissioner, closed the case, and directed that final judgment be entered separately.

DISPOSITION

reversed_and_remanded

REMAND INSTRUCTIONS

The case was remanded to the Commissioner of Social Security for further proceedings consistent with the magistrate judge's Proposed Findings and Recommended Disposition.

CASES CITED

- United States v. 2121 East 30th Street, 73 F.3d 1057, 1059 (10th Cir. 1996)

OPINION

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICO JOHN EDWARD BOWKER, Plaintiff, v. Case No. 1:24-cv-01174-MIS-KK FRANK BISIGNANO, Commissioner of the Social Security Administration, Defendant. ORDER ADOPTING PROPOSED FINDINGS AND RECOMMENDED DISPOSITION AND GRANTING MOTION TO REVERSE AND REMAND TO AGENCY THIS MATTER is before the Court on the Proposed Findings and Recommended Disposition issued by United States Magistrate Judge Kirtan Khalsa on January 26, 2026 (“PFRD”).

ECF No. 25. Therein, Judge Khalsa recommends that the Court grant Plaintiff John Edward Bowker’s Motion to Reverse and Remand to Agency, reverse the Commissioner’s decision denying Plaintiff’s Supplemental Security Income claim, and remand to the Commissioner for further proceedings.

The PFRD provides the Parties fourteen days to file objections. *Id.* at 38. To date, no objections have been filed. The failure to make timely objections to a Magistrate Judge’s PFRD waives appellate review of both factual and legal questions. *United States v. 2121 East 30th Street*, 73 F.3d 1057, 1059 (10th Cir. 1996).

Therefore, it is HEREBY ORDERED that: 1. The Proposed Findings and Recommended Disposition issued by United States Magistrate Judge Kirtan Khalsa on January 26, 2026, ECF No. 25, is ADOPTED; 2. Plaintiff’s Motion to Reverse and Remand to Agency, ECF No. 16, is GRANTED; 3. This case is REMANDED to the Commissioner of Social Security for further proceedings consistent with the PFRD; 4.

This case is now CLOSED; and 5. Pursuant to Federal Rule of Civil Procedure 58(a), the Court will separately enter FINAL JUDGMENT. MARGARET STRICKLAND UNITED STATES DISTRICT JUDGE