

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
NORTH CAROLINA

Terrance Turner v. Social Security Administration

Turner · No. 5:25-CV-633-D · Decided February 9, 2026

OPINION

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION No. 5:25-CV-633-D TERRANCE TURNER,) Plaintiff, v. ORDER SOCIAL SECURITY ADMINISTRATION, Defendant.) On October 8, 2025, Terrance Turner (“Turner” or “plaintiff”), appearing pro se, filed a complaint against the Social Security Administration (“defendant”) [D.E.

5] and a motion to proceed in forma pauperis [D.E. 6]. The court referred the matter to United States Magistrate Judge Robert B. Jones, Jr., for a memorandum and recommendation on Turner’s motion to proceed in forma pauperis and for frivolity review [D.E. 9]. See 28 U.S.C. § 636(b)(1).

On January 8, 2026, Magistrate Judge Jones issued a memorandum and recommendation (“M&R”) [D.E. 10]. In the M&R, Magistrate Judge Jones recommended dismissing plaintiff’s complaint for failure to exhaust administrative remedies and denying plaintiffs application to proceed in forma pauperis as moot. See *id.* at 4-5.

On January 20, 2026, Turner timely objected to the M&R [D.E. 11]. “The Federal Magistrates Act requires a district court to make a de novo determination of those portions of the magistrate judge’s report or specified proposed findings or recommendations to which objection is made.” *Diamond v. Colonial Life & Accident Ins. Co.*, 416 F.3d 310, 315 (4th Cir. 2005) (cleaned up); see 28 U.S.C. § 636(b).

Absent a timely objection, “a district court need not conduct a de novo review, but instead must only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation.” *Diamond*, 416 F.3d at 315 (quotation omitted).

The court has reviewed the M&R and Turner’s objections. Turner’s objections to the M&R are largely nonresponsive. See [D.E. 11]. In any event, the court has reviewed Turner’s complaint, the record, and the M&R de novo.

The court agrees with Magistrate Judge Jones’s recommendations, overrules Turner’s objections, and adopts the conclusions in the M&R. In sum, the court **DISMISSES WITHOUT PREJUDICE** plaintiff’s complaint and **DENIES AS MOOT** plaintiff’s application to proceed in forma pauperis. **SO ORDERED.** This 4 day of February, 2026. DEER — United States District Judge

