

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

Jennifer Ruiz v. Martin O'Malley, Commissioner of Social Security

Ruiz · No. 2:23-cv-02945-KJM-JDP (SS) · Decided February 21, 2025

SUMMARY

The United States District Court for the Eastern District of California adopts the magistrate judge’s findings and recommendations after no objections were filed. The court grants the Commissioner’s motion to remand, reverses the Commissioner’s final decision, directs entry of judgment for the plaintiff, and closes the case.

CASE DETAILS

COURT	United States District Court for the Eastern District of California
JURISDICTION	United States District Court for the Eastern District of California
DECIDED	February 21, 2025
DOCKET	2:23-cv-02945-KJM-JDP (SS)
DISPOSITION	reversed_and_remanded
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's findings and recommendations concerning the Commissioner's motion to remand in a Social Security case. No party filed objections.
STANDARD OF REVIEW	The district court presumed that any findings of fact in the magistrate judge's findings and recommendations were correct and reviewed the magistrate judge's conclusions of law de novo.
PRECEDENTIAL VALUE	unpublished district court order; precedential status not stated in the opinion

TOPICS

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

PRACTICE AREAS

- Social Security
- administrative law
- civil procedure

QUESTIONS PRESENTED

1. Whether the district court should adopt the magistrate judge's findings and recommendations where no objections were filed.
2. Whether the Commissioner's motion to remand should be granted and the Commissioner's final decision reversed.

HOLDINGS

1. When reviewing the magistrate judge's findings and recommendations, the district court presumes that findings of fact are correct and reviews conclusions of law de novo.
2. The Commissioner's motion to remand is granted, the Commissioner's final decision is reversed, and judgment is entered in favor of plaintiff.

KEY QUOTATIONS

“The court presumes that any findings of fact are correct. See Orand v. United States, 602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge’s conclusions of law are reviewed de novo.” (1)

“Having reviewed the file, the court finds the findings and recommendations to be supported by the record and by the proper analysis.” (1)

FACTUAL BACKGROUND

The opinion does not recite the underlying facts of Jennifer Ruiz's Social Security claim. It states only that the magistrate judge issued findings and recommendations concerning the Commissioner's decision and recommended disposition, and that the district court found those findings and recommendations supported by the record and proper analysis.

PROCEDURAL HISTORY

On April 16, 2024, the magistrate judge filed findings and recommendations and served them on the parties with notice that objections were due within fourteen days. No objections were filed. The district court reviewed the findings and recommendations, adopted them, granted the Commissioner's motion to remand, reversed the Commissioner's final decision, directed entry of final judgment for plaintiff, and closed the case.

DISPOSITION

reversed_and_remanded

REMAND INSTRUCTIONS

The Commissioner's motion to remand was granted. The final decision of the Commissioner was reversed, and the Clerk was directed to enter final judgment for plaintiff and close the matter. The opinion does not state additional substantive instructions for proceedings on remand.

CASES CITED

- Orand v. United States, 602 F.2d 207, 208 (9th Cir. 1979)

- Robbins v. Carey, 481 F.3d 1143, 1147 (9th Cir. 2007)

OPINION

(SS)(PS) Ruiz v. Commissioner of Social Security

PER CURIAM.

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8 UNITED STATES DISTRICT COURT

9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 11 JENNIFER RUIZ, Case No. 2:23-cv-02945-KJM-JDP (SS) 12 Plaintiff, 13 v. ORDER 14
MARTIN O'MALLEY, Commissioner of Social Security, 15 Defendant. 16 17 18 On April 16,
2024, the magistrate judge filed findings and recommendations, which were 19 served on the
parties, and which contained notice that any objections to the findings and 20 recommendations
were to be filed within fourteen days. No objections were filed. 21 The court presumes that any
findings of fact are correct. See Orand v. United States, 22 602 F.2d 207, 208 (9th Cir. 1979). The
magistrate judge's conclusions of law are reviewed 23 de novo. See Robbins v. Carey, 481 F.3d
1143, 1147 (9th Cir. 2007) ("[D]eterminations of law 24 by the magistrate judge are reviewed de
novo by both the district court and [the appellate] court 25 . . ."). Having reviewed the file, the
court finds the findings and recommendations to be 26 supported by the record and by the proper
analysis. 27 ///// 28 /////] Accordingly, IT IS HEREBY ORDERED that: 2 1. The Findings and
Recommendations filed April 16, 2024, are ADOPTED; 3 2. The Commissioner's motion to
remand, ECF No. 8, is granted; 4 3. The Clerk of Court is directed to enter a final judgment in
favor of plaintiff and 5 against defendant, reversing the final decision of the Commissioner; and 6
4. The Clerk of Court is directed to close this matter. 7 || DATED: February 20, 2025. oUt 9 = J W/
STATES DISTRICT JUDGE

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