

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH

Crystal N. v. Frank Bisignano, Commissioner of Social Security

Crystal N. · No. 2:25-cv-01093-JNP-JCB · Decided February 2, 2026

SUMMARY

The United States District Court for the District of Utah adopted a magistrate judge's report and recommendation denying Crystal N.'s motion to proceed in forma pauperis in her Social Security action. The court found that Plaintiff waived objections by failing to object, that the recommendation was not clearly erroneous, and that the motion was moot because Plaintiff had paid the full filing fee.

OPINION

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH CRYSTAL N.,
MEMORANDUM DECISION AND Plaintiff, ORDER ADOPTING REPORT AND
RECOMMENDATION v. FRANK BISIGNANO, Commissioner of Case No. 2:25-cv-01093-
JNP-JCB Social Security, Chief District Judge Jill N. Parrish Defendant. Plaintiff Crystal N. filed
a complaint against Defendant on December 2, 2025. ECF No. 1.

Plaintiff also filed a Motion for Leave to Proceed In Forma Pauperis that same day. ECF No. 2.
The case and motion were referred to Magistrate Judge Jared C. Bennett under 28 U.S.C. § 636(b)
(1)(B). ECF No. 5. On December 30, 2025, Judge Bennett issued a report and recommendation
that the court deny the Plaintiff's Motion for Leave to Proceed In Forma Pauperis.

ECF No. 6. Because Plaintiff did not object to the report and recommendation, she has waived any
argument challenging its recommendations. *Paciorek v. Church of Jesus Christ of Latter-Day
Saints*, No. 2:23-cv-00904, 2024 WL 2818881, at *1 (D. Utah June 3, 2024). And nothing
indicates that the interests of justice demand excusing waiver here. *Id.* Even if the court excused
waiver and reviewed for clear error, the court would conclude that Judge Bennett's analysis is not
clearly erroneous.

See *Zloza v. Indus. Co.*, No. 4:23-cv-17, 2023 WL 2760784, at *1 (D. Utah Apr. 3, 2023).
Furthermore, the motion is effectively moot, as Plaintiff has now paid the full filing fee. Thus, the
court ADOPTS the report and recommendation in full and DENIES the Plaintiff's Motion for
Leave to Proceed In Forma Pauperis. Signed February 2, 2026. BY THE COURT Jill N. Parrish
United States Chief District Judge