UNITED STATES DISTRICT COURT DISTRICT OF NEW HAMPSHIRE

Gerald J. Silva

v.

Case No. 21-cv-48-SM-AKJ

Magistrate John F. McBurney, et al

ORDER

No objection having been filed, I herewith approve the Report and Recommendation of Magistrate Judge Andrea K. Johnstone dated December 28, 2023, for the reasons set forth therein. "'[O]nly those issues fairly raised by the objections to the magistrate's report are subject to review in the district court and those not preserved by such objection are precluded on appeal.'" <u>School Union No. 37 v. United</u> <u>Nat'l Ins. Co.</u>, 617 F.3d 554, 564 (1st Cir. 2010) (<u>quoting Keating v.</u> <u>Secretary of Health & Human Servs.</u>, 848 F.2d 271, 275 (1st Cir.1988)); <u>see also United States v. Valencia-Copete</u>, 792 F.2d 4, 6 (1st Cir. 1986) (after proper notice, failure to file a specific objection to magistrate's report will waive the right to appeal).

So Ordered.

en J. McAuliffe

United States District Judge

Date: January 30, 2024 cc: Gerald J. Silva, pro se