

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
JONESBORO DIVISION

PAUL WAYNE SAYLOR

PLAINTIFF

V.

CASE NO. 3:11CV00141 JTK

MICHAEL J. ASTRUE,
Commissioner, Social
Security Administration

DEFENDANT

JUDGMENT

Pending is Plaintiff's Motion for Attorney's Fees under the Equal Access to Justice Act ("EAJA"), 28 U.S.C. § 2412 (docket entry #21). In the motion, Plaintiff requests \$4,661.32 in attorney's fees and \$98.54 in expenses. The Court hereby grants the motion in part.

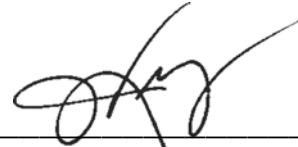
Courts have generally held that attorneys seeking fees under the federal fee-shifting statutes present to the Court fee applications that "include contemporaneous time records of hours worked and rates claimed, plus a detailed description of the subject matter of the work with supporting documents, if any." Where the documentation is inadequate, the Court may reduce the award. *See Hensley v. Eckerhart*, 461 U.S. 424, 433 (1983).

The Commissioner submits that Plaintiff has requested a reasonable award of attorney's fees but objects to the request

of \$98.54 in expenses because Plaintiff neither identifies the nature of the expenses nor provides supporting documentation. Plaintiff's counsel informed the Court that, given the relatively small amount of expenses requested, he does not intend to file a Reply to the Response in opposition. Accordingly, Plaintiff is awarded \$4,661.32.

EAJA fees are payable to Plaintiff, not Plaintiff's attorney, and such fees are subject to an offset when the Plaintiff has outstanding federal debts. See *Astrue v. Ratliff*, 130 S. Ct. 2521 (2010). Therefore, subject to any offset, payment by check to the order of the Plaintiff, in care of his attorney, will issue to Plaintiff's attorney in the amount of \$4,661.32.

IT IS SO ORDERED this 21st day of December, 2012.



UNITED STATES MAGISTRATE JUDGE