

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
HARRISON DIVISION

MICHAEL R. ROBERTS

PLAINTIFF

v.

CIVIL NO. 08-03019

MICHAEL J. ASTRUE, Commissioner  
Social Security Administration

DEFENDANT

O R D E R

NOW on this 29th day of December 2009, the Court has before it for consideration Plaintiff's request for attorney's fees and costs pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412.

For the reasons set forth in the **Magistrate Judge's Report and Recommendation** (document #13), filed on November 30, 2009, to which no objections have been filed, the Court finds that the Magistrate's recommendations should be adopted *in toto* and hereby awards Plaintiff's attorney fees in the total amount of \$1,229.53.

This amount shall be paid in addition to, and not out of, any past-due benefits Plaintiff may be awarded in the future.

**IT IS SO ORDERED.**

/s/ Jimm Larry Hendren  
HON. JIMM LARRY HENDREN  
UNITED STATES DISTRICT JUDGE