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27 Attorneys for Defendant

28 UNITED STATES DISTRICT COURT  
 CENTRAL DISTRICT OF CALIFORNIA-EASTERN DIVISION

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DAVID ANTHONY BADIANG,

Plaintiff, CASE NO.: 5:16-cv-02574-SK

-v-

1  
2 NANCY A. BERRYHILL, ACTING  
3 COMMISSIONER OF SOCIAL SECURITY,

4 Defendant.

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5 **ORDER AWARDING ATTORNEY’S FEES**  
6 **PURSUANT TO THE EQUAL ACCESS TO**  
7 **JUSTICE ACT, 28 U.S.C. § 2412 (d)**

8  
9 Before the Court is a Joint Stipulation for award of attorney’s fees pursuant  
10 to the Equal Access to Justice Act, 28 U.S.C. § 2412(d). Based on the pleadings as  
11 well as the position of the defendant commissioner, and recognizing the Plaintiff’s  
12 waiver of direct payment and assignment of EAJA to his counsel,  
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16 IT IS HEREBY ORDERED that attorney fees in the amount of Six  
17 Thousand Nine Hundred Dollars (\$6,900.00) and expenses in the amount of  
18 Twenty-Three Dollars (\$23.00) pursuant to the Equal Access to Justice Act, 28  
19 U.S.C. § 2412(d) are awarded to Plaintiff.  
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22  
23 If the U.S. Department of the Treasury determines that Plaintiff’s EAJA  
24 fees, expenses, and costs are not subject to offset allowed under the Department of  
25 the Treasury’s Offset Program (TOPS), then the check for EAJA fees, expenses,  
26 and costs shall be made payable to Plaintiff’s attorneys, Olinsky Law Group.  
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1  
2 Whether the check is made payable to Plaintiff or to Olinsky Law Group, the  
3  
4 check shall be mailed to Olinsky Law Group at the following address:

5  
6 **300 South State Street**  
7 **Suite 420**  
8 **Syracuse, NY 13202**  
9

10 So ordered.

11 Date: April 9, 2018



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13 Steve Kim  
14 United States Magistrate Judge  
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