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BENJAMIN B. WAGNER United States Attorney 1 LUCILLE GONZALES MEIS Regional Chief Counsel, Region IX, Social Security Administration SHEA LITA BOND, SBN D.C. 469103 3 Special Assistant United States Attorney 333 Market Street, Suite 1500 4 San Francisco, California 94105 Telephone: (415) 977-8943 5 Facsimile: (415) 744-0134 Shea.Bond@ssa.gov 6 Attorneys for Defendant 7 UNITED STATES DISTRICT COURT 8 EASTERN DISTRICT OF CALIFORNIA 9 FRESNO DIVISION 10 VERONICA MARCOS, 11 Case No. 1:09-cv-1622 SKO Plaintiff, 12 STIPULATION AND ORDER **SETTLING ATTORNEY'S FEES** v. 13 PURSUANT TO THE EQUAL ACCESS MICHAEL J. ASTRUE, **TO JUSTICE ACT, 28 U.S.C. § 2412(d)** 14 Commissioner of Social Security, 15 Defendant. 16 17 18 IT IS HEREBY STIPULATED by and between the parties through their undersigned 19 counsel that, subject to the approval of the Court, Plaintiff's counsel, as Plaintiff's assignee, be 20 awarded attorney fees under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412(d), in the 21 amount of NINE HUNDRED EIGHTY ONE dollars and 76/100 cents (\$981.76). This amount represents compensation for all legal services rendered on behalf of Plaintiff by counsel in 22 connection with this civil action, in accordance with 28 U.S.C. § 2412(d). 23 This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA 2.4 attorney fees, and does not constitute an admission of liability on the part of Defendant under the 25 EAJA. Payment of NINE HUNDRED EIGHTY ONE dollars and 76/100 cents (\$981.76) in 26 EAJA attorney fees, shall constitute a complete release from and bar to any and all claims 27

Plaintiff may have relating to EAJA fees in connection with this action. Any payment shall be 1 made payable to Plaintiff's counsel as Plaintiff's assignee and delivered to Plaintiff's counsel. 2 This award is without prejudice to the rights of Plaintiff's counsel to seek Social Security 3 Act attorney fees under 42 U.S.C. § 406, subject to the provisions of the EAJA. 4 Respectfully submitted, 5 6 Dated: May 10, 2010 /s/ Robert Christenson (As authorized via email) 7 **ROBERT CHRISTENSON** Attorney for Plaintiff 8 Dated: May 10, 2010 BENJAMIN B. WAGNER 9 United States Attorney LUCILLE GONZALES MEIS 10 Regional Chief Counsel, Region IX Social Security Administration 11 <u>/s/ Shea Lita Bond</u> 12 SHEA LITA BOND Special Assistant U.S. Attorney 13 Attorneys for Defendant 14 15 **ORDER** 16 Upon review of the parties' stipulation, Plaintiff's counsel is awarded \$981.76 in attorney's 17 fees under the Equal Access to Justice Act (EAJA), 28 U.S.C § 2412(d), made payable to Plaintiff's 18 counsel, as compensation for all legal services rendered on behalf of Plaintiff by counsel in 19 connection with this civil action. Such payment of EAJA fees shall constitute a complete release 20 from and bar to any and all claims Plaintiff may have relating to EAJA fees in connection with this 21 action. This compromise settlement of Plaintiff's request for EAJA fees does not constitute an 22 admission of liability on the part of Defendant under the EAJA. This award is without prejudice to 23 the rights of Plaintiff's counsel to seek Social Security Act attorney's fees under 42 U.S.C. § 406, subject to the provisions of the EAJA. 2.4 IT IS SO ORDERED. 25 **Dated:** May 10, 2010 /s/ Sheila K. Oberto 26 UNITED STATES MAGISTRATE JUDGE 27 28