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8 Attorneys for Defendant

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10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA
12 FRESNO DIVISION
13

14 SCOTT BUTLER,) Case No. 1:15-CV-00133-EPG
15)
Plaintiff,) STIPULATION AND ORDER AWARDING
16 v.) EQUAL ACCESS TO JUSTICE ACT
) (EAJA) ATTORNEY FEES
17 CAROLYN W. COLVIN,)
Acting Commissioner of Social Security,) ORDER DENYING AS MOOT MOTION
18) FOR ATTORNEY FEES
Defendant.)
19) (ECF No. 26)

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21 The parties agree that Plaintiff is entitled to an award of attorney fees and expenses to be
22 paid by the Defendant pursuant to the EAJA, 28 U.S.C. § 2412, subject to any offset as described
23 in *Astrue v. Ratliff*, 130 S.Ct. 2521 (2010).

24 The parties agree that an award of attorney's fees in the amount of \$7,200.00 shall be
25 awarded to Plaintiff. If it is determined Plaintiff's EAJA fees are not subject to any offset allowed
26 under the Department of the Treasury's Offset Program, then the check for EAJA fees shall be
27 made payable to Plaintiff's attorney Geri N. Kahn, based upon Plaintiff's assignment of these
28 amounts to Plaintiff's attorney.

1 Finally, the parties agree whether the check is made payable to Plaintiff, or to Geri N.
2 Kahn, the check shall be mailed to Plaintiff's attorney at the following address: Law Offices of
3 Geri N. Kahn, 465 California Street, Suite 609, San Francisco, CA 94104.
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6 Respectfully submitted,

7 Date: July 10, 2017

/s/Geri N. Kahn*

8 Geri N. Kahn, CSBN 148536

9 Attorney at Law

Attorney for Plaintiff

*By email authorization on July 10, 2017

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11 Date: July 10, 2017

PHILLIP A. TALBERT

United States Attorney

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13 By: /s/Richard M. Rodriguez

Richard M. Rodriguez

14 Special Assistant United States Attorney

15 Attorneys for Defendant
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ORDER

Based upon the parties' Stipulation for the Award and Payment of Equal Access to Justice Act Fees, Costs, and Expenses (ECF No. 29), Plaintiff is awarded attorney fees under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412, in the amount of SEVEN THOUSAND, TWO HUNDRED DOLLARS (\$7,200.00) subject to the terms of the Stipulation. Plaintiff's Motion for Attorney Fees (ECF Nos. 26) is DENIED as moot.

IT IS SO ORDERED.

Dated: July 11, 2017

/s/ Eric P. Groj
UNITED STATES MAGISTRATE JUDGE