

1 costs to Plaintiff's attorney. Pursuant to *Astrue v. Ratliff*, 130 S.Ct. 2521 (2010), the ability to
2 honor the assignment will depend on whether the fees, expenses and costs are subject to any
3 offset allowed under the United States Department of the Treasury's Offset Program. After the
4 order for EAJA fees, expenses and costs is entered, the government will determine whether they
5 are subject to any offset.

6 Fees, expenses and costs shall be made payable to Plaintiff, but if the Department of the
7 Treasury determines that Plaintiff does not owe a federal debt, then the government shall cause
8 the payment of fees, expenses and costs to be made directly to James A Yoro, pursuant to the
9 assignment executed by Plaintiff. Any payments made shall be delivered to Plaintiff's counsel.

10 This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA
11 attorney fees, expenses and costs, and does not constitute an admission of liability on the part of
12 Defendant under the EAJA. Payment of the agreed amount shall constitute a complete release
13 from, and bar to, any and all claims that Plaintiff and/or Plaintiff's counsel may have relating to
14 EAJA attorney fees and expenses and costs in connection with this action.

15 This award is without prejudice to the rights of Plaintiff's counsel to seek Social Security
16 Act attorney fees under 42 U.S.C. § 406, subject to the provisions of the EAJA.

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18 Dated: May 26, 2017
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Respectfully submitted,
/s/ James A. Yoro
JAMES A. YORO
Attorney for Plaintiff
[as authorized by EMAIL on May 26, 2017]

Dated: May 30, 2017

PHILIP A TALBERT
United States Attorney
DEBORAH LEE STACHEL
Regional Chief Counsel, Region IX
Social Security Administration

By: /s/ Jean M. Turk
JEAN M. TURK
Special Assistant U.S. Attorney
Attorneys for Defendant

ORDER

1 Based upon the parties' Stipulation for the Award and Payment of Equal Access to
2 Justice Act Fees, Costs, and Expenses (ECF No. 29), IT IS ORDERED that fees and expenses in
3 the amount of \$5,400.00, as authorized by 28 U.S.C. § 2412, be awarded subject to the terms of
4 the Stipulation. Plaintiffs' Motion for Attorney Fees (ECF Nos. 26, 28) is DENIED AS MOOT.
5 IT IS SO ORDERED.
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7 Dated: May 30, 2017

/s/ Eric P. Groj
UNITED STATES MAGISTRATE JUDGE