

1 UNITED STATES DISTRICT COURT
2 EASTERN DISTRICT OF CALIFORNIA

3
4 ROBERT KENNETH ODOM,

5 Plaintiff,

6 v.

7 NANCY A. BERRYHILL, Acting
8 Commissioner of Social Security,

9 Defendant.

Case No. 1:16-cv-00270-EPG

ORDER GRANTING PLAINTIFF'S
PETITION FOR ATTORNEY FEES
PURSUANT TO THE EQUAL ACCESS TO
JUSTICE ACT

(ECF No. 23)

10 Plaintiff Robert Kenneth Odom filed a complaint challenging the denial of her
11 application for disability insurance benefits on August 10, 2015. (ECF No. 1.) On June 2, 2017,
12 the Court entered a final decision remanding the case to the Social Security Administration for
13 further proceedings. (ECF No. 21.) The Court entered judgment in Plaintiff's favor. (ECF No.
14 22.)

15 Plaintiff now seeks attorney fees and expenses pursuant to the Equal Access to Justice
16 Act (28 U.S.C. § 2412(d)) ("EAJA") in the amount of \$3,806.44. (ECF No. 23.) Defendant
17 filed a response indicating that it had no objection to that amount. (ECF No. 24.) However, it
18 requested additional offset language be added to the order granting attorney fees. (*Id.*) Plaintiff
19 did not object insertion of the proposed offset language.

20 Accordingly, IT IS ORDERED that fees in the amount of \$3,806.44 as authorized by 28
21 U.S.C. § 2412(d) be awarded the Law Offices of Lawrence D. Rohlifing subject to the
22 following: EAJA fees and expenses, are subject to any offsets allowed under the Treasury
23 Offset Program, as discussed in *Astrue v. Ratliff*, 130 S.Ct. 2521 (2010).

24
25 IT IS SO ORDERED.

26 Dated: January 8, 2018

27 /s/ Eric P. Shojin
28 UNITED STATES MAGISTRATE JUDGE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28