

1 FORSLUND LAW, LLC  
Jacqueline A. Forslund # 154575  
2 P.O. Box 4476  
3 Sunriver, OR 97707  
Telephone: 541-419-0074  
4 Fax: 541-593-4452  
Email: [jaf@forslundlaw.com](mailto:jaf@forslundlaw.com)  
5

6 Attorney for Plaintiff

7 UNITED STATES DISTRICT COURT  
8 EASTERN DISTRICT OF CALIFORNIA

9 LEORA LYNNE TERRILL, )

10 Plaintiff )

11 v. )

12 NANCY A. BERRYHILL, )  
13 Acting Commissioner of Social Security, )

14 Defendant )  
15 )  
16 )

Case No. 1:17-CV-00751-BAM

**STIPULATION AND  
ORDER FOR AWARD OF ATTORNEY'S  
FEES UNDER THE EQUAL ACCESS TO  
JUSTICE ACT (EAJA)**

17 IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel,  
18 subject to the approval of the Court, that Plaintiff shall be awarded attorney's fees under the Equal  
19 Access to Justice Act (EAJA), 28 U.S.C. sec. 2412(d), in the amount of SIX THOUSAND EIGHT  
20 HUNDRED dollars and ZERO cents (\$6,800.00). This amount represents compensation for all legal  
21 services rendered on behalf of Plaintiff by counsel in connection with this civil action, in accordance  
22 with 28 U.S.C. sec. 2412(d).

23 After the Court issues an order for payment of EAJA fees and expenses to Plaintiff, the  
24 government will consider the matter of Plaintiff's assignment of EAJA fees and expenses to  
25 Plaintiff's attorney. The government's ability to honor the assignment will depend on whether the  
26 fees and expenses are subject to an offset allowed under the United States Department of the  
27 Treasury's Offset Program pursuant to Astrue v. Ratcliff, 130 S.Ct. 2521 (2010). After the order of  
28 EAJA fees and expenses is entered, the government will determine if they are subject to an offset. If  
it is determined that Plaintiff's EAJA fees and expenses are not subject to an offset under Astrue v.  
Ratcliff, 130 S.Ct. 2521 (2010) and the Department of Treasury's Offset Program, then the check for

1 EAJA fees and expenses shall be made payable to Jacqueline A. Forslund, based upon Plaintiff's  
2 assignment of these amounts to Plaintiff's attorney. The parties agree that whether these checks are  
3 made payable to Plaintiff or Jacqueline A. Forslund, such checks shall be mailed to Plaintiff's  
4 attorney at the following address: Jacqueline A. Forslund, Forslund Law LLC, P.O. Box 4476,  
5 Sunriver, Oregon 97707. This stipulation constitutes a compromise settlement of Plaintiff's request  
6 for EAJA attorney fees, and does not constitute an admission of liability on the part of Defendant  
7 under the EAJA or otherwise. Payment of the agreed amount shall constitute a complete release from,  
8 and bar to, any and all claims that Plaintiff and/or Plaintiff's Counsel may have relating to EAJA  
9 attorney fees in connection with this action.

10 Respectfully submitted,

11 Date: December 18, 2018

JACQUELINE A. FORSLUND  
Attorney at Law

12  
13  
14 /s/Jacqueline A. Forslund  
JACQUELINE A. FORSLUND  
Attorney for Plaintiff

15  
16 Date: December 18, 2018

MCGREGOR W. SCOTT  
United States Attorney  
DEBORAH STACHEL  
Regional Chief Counsel, Region IX  
Social Security Administration

17  
18  
19 /s/Carol S. Clark  
CAROL S. CLARK  
Special Assistant United States Attorney  
\*By email authorization  
Attorney for Defendant

20  
21  
22  
23  
24  
25 ORDER

26 Based upon the parties' stipulation for the award and payment of attorney's fees pursuant to  
27 the Equal Access to Justice Act ("Stipulation") filed on December 18, 2018, IT IS HEREBY  
28

1 ORDERED that, pursuant to 28 U.S.C. § 2412, fees in the amount of six thousand eight hundred  
2 dollars and zero cents (\$6,800.00) be awarded subject to the terms of the Stipulation.

3  
4 IT IS SO ORDERED.

5 Dated: December 27, 2018

/s/ Barbara A. McAuliffe  
6 UNITED STATES MAGISTRATE JUDGE