

McGREGOR W. SCOTT
 United States Attorney
 LUCILLE GONZALES MEIS
 Regional Chief Counsel, Region IX
 Social Security Administration
 GINA SHIN
 Special Assistant United States Attorney

333 Market Street, Suite 1500
 San Francisco, California 94105
 Telephone: (415) 977-8926
 Facsimile: (415) 744-0134
 E-Mail: Gina.Shin@ssa.gov

Attorneys for Defendant

UNITED STATES DISTRICT COURT
 EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

WILLIS D. McJAMERSON,

Plaintiff,

v.

MICHAEL J. ASTRUE,
 Commissioner of
 Social Security,

Defendant.

CIVIL NO. 2:07-CV-00240-KJM

STIPULATION AND ORDER SETTLING
 ATTORNEY'S FEES PURSUANT TO THE
 EQUAL ACCESS TO JUSTICE ACT (EAJA)

IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel, subject to the approval of the Court, that Plaintiff's counsel, as Plaintiff's assignee, be awarded attorney fees under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412(d), in the amount of FIVE THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$5,500.00). This amount represents compensation for all legal services rendered on behalf of Plaintiff by counsel in connection with this civil action, in accordance with 28 U.S.C. § 2412(d).

This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA attorney fees, and does not constitute an admission of liability on the part of Defendant under the EAJA. Payment in the aforementioned sum under EAJA shall constitute a complete release from and bar to any

1 and all claims Plaintiff may have relating to EAJA fees in connection with this action. Any payment
2 shall be made payable to Plaintiff's counsel as Plaintiff's assignee and delivered to Plaintiff's counsel.

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

5
6 Respectfully submitted,

7
8 Dated: January 6, 2009

/s/ Bess M. Brewer
(As authorized via e-mail)
BESS M. BREWER
Attorney for Plaintiff

9
10
11 Dated: January 6, 2009

McGREGOR W. SCOTT
United States Attorney
LUCILLE GONZALES MEIS
Regional Chief Counsel, Region IX
Social Security Administration

12
13
14
15 /s/ Gina Shin I
GINA SHIN
Special Assistant U.S. Attorney

16 Attorneys for Defendant

17
18 **ORDER**

19 **APPROVED AND SO ORDERED.**

20
21 Dated: January 8, 2009.

22
23
24 
U.S. MAGISTRATE JUDGE