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Attorneys for Defendant

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

WILLIS D. MCJAMERSON,) CIVIL NO. 2:07-CV-00240-KJM
Plaintiff,) STIPULATION AND ORDER SETTLING
v.) ATTORNEY'S FEES PURSUANT TO THE
MICHAEL J. ASTRUE,) EQUAL ACCESS TO JUSTICE ACT (EAJA)
Commissioner of)
Social Security,)
Defendant.)

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.

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6 Respectfully submitted,

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8 Dated: January 6, 2009

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

11 Dated: January 6, 2009

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13 McGREGOR W. SCOTT
United States Attorney
LUCILLE GONZALES MEIS
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15 */s/ Gina Shin I*
GINA SHIN
16 Special Assistant U.S. Attorney

17 Attorneys for Defendant

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19 **ORDER**

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21 **APPROVED AND SO ORDERED.**

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23 Dated: January 8, 2009.

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U.S. MAGISTRATE JUDGE