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8 Attorneys for Defendant

9 UNITED STATES DISTRICT COURT
 EASTERN DISTRICT OF CALIFORNIA
 10
 11 **SACRAMENTO DIVISION**

12 BEE THAO,)
)
 13 Plaintiff,)
)
 14 v.)
)
 15 MICHAEL J. ASTRUE,)
 Commissioner of)
 16 Social Security,)
)
 17 Defendant.)
 _____)

CIVIL NO. 2:07-CV-01486 EFB

14 STIPULATION AND ORDER APPROVING
 SETTLEMENT OF ATTORNEY FEES
 PURSUANT TO THE EQUAL ACCESS TO
 JUSTICE ACT

18
 19 IT IS HEREBY STIPULATED by and between the parties, through their undersigned counsel,
 20 subject to the Court's approval, that counsel for Plaintiff, as assignee, be awarded attorney fees under
 21 the Equal Access to Justice Act, (EAJA) in the amount of FOUR THOUSAND, ONE HUNDRED
 22 TWENTY-TWO DOLLARS AND EIGHTY-ONE CENTS (\$4,122.81). This amount represents
 23 compensation for all legal services rendered on behalf of Plaintiff by the attorney in connection with this
 24 civil action in accordance with 28 U.S.C. § 2412(d).

25 This stipulation does not constitute an admission of liability on the part of Defendant under the
 26 EAJA. Payment of the agreed upon amounts shall constitute a complete release from and bar to any and
 27 all claims Plaintiff may have relating to EAJA attorney fees and costs in connection with this action.
 28 This award is without prejudice to the rights of Plaintiff's counsel to seek Social Security Act attorney

1 fees, under 42 U.S.C. § 406, subject to the offset provisions of the EAJA.

2 Dated: September 9, 2009

3 /s/Bess M. Brewer
4 (As authorized via email)

5 BESS M. BREWER
6 Attorney for Plaintiff

7 LAWRENCE G. BROWN
8 Acting United States Attorney

9 Dated: September 9, 2009

10 By: /s/ Elizabeth Firer
11 ELIZABETH FIRER
12 Special Assistant United States Attorney

13 PURSUANT TO STIPULATION, IT IS SO ORDERED that counsel for Plaintiff, as assignee,
14 shall be awarded attorney fees in the amount of FOUR THOUSAND, ONE HUNDRED TWENTY-
15 TWO DOLLARS AND EIGHTY-ONE CENTS (\$4,122.81), as authorized by 28 U.S.C. § 2412(d),
16 subject to the terms of the above-referenced Stipulation.

17 Based on the above, plaintiff's motion for attorney's fees, Dckt. No. 27, is denied as moot.

18 DATED: September 10, 2009.

19 

20 EDMUND F. BRENNAN
21 UNITED STATES MAGISTRATE JUDGE