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8 Attorneys for Defendant

9 UNITED STATES DISTRICT COURT
 10 EASTERN DISTRICT OF CALIFORNIA

11 SACRAMENTO DIVISION

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

CIVIL NO. 2:07-cv-01663 DAD

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 Plaintiff's counsel, as assignee, be awarded attorney fees under the
 21 Equal Access to Justice Act, (EAJA) in the amount of FOUR THOUSAND, ONE HUNDRED
 22 TWENTY FIVE DOLLARS AND ZERO CENTS (\$4,125.00). This amount represents compensation
 23 for all legal services rendered on behalf of Plaintiff by the attorney in connection with this civil action in
 24 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: June 28, 2010

/s/ Jesse S. Kaplan
(As authorized via email)

4 JESSE S. KAPLAN
Attorney for Plaintiff

6 BENJAMIN B. WAGNER
United States Attorney

7 Dated: June 28, 2010

By: */s/ Elizabeth Firer*
ELIZABETH FIRER
Special Assistant United States Attorney

11 PURSUANT TO STIPULATION, IT IS ORDERED that Plaintiff's counsel, as assignee, shall be
12 awarded attorney fees in the amount of FOUR THOUSAND, ONE HUNDRED TWENTY FIVE
13 DOLLARS AND ZERO CENTS (\$4,125.00), as authorized by 28 U.S.C. § 2412(d), subject to the terms
14 of the above-referenced Stipulation. Plaintiff's motion for attorney fees pursuant to EAJA (Doc. No. 32)
15 is moot.

16 DATED: June 28, 2010.

17
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19 _____
DALE A. DROZD
UNITED STATES MAGISTRATE JUDGE

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