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9 Attorneys for Defendant Commissioner of Social Security

10 UNITED STATES DISTRICT COURT  
 11 EASTERN DISTRICT OF CALIFORNIA  
 12 SACRAMENTO DIVISION

13  
 14 PAULINE SPENCER, )  
 )  
 15 Plaintiff, )  
 )  
 16 v. )  
 )  
 17 MICHAEL J. ASTRUE, )  
 Commissioner of )  
 18 Social Security, )  
 )  
 19 Defendant. )  
 )  
 20 \_\_\_\_\_ )

CIVIL NO. S 08-cv-00047-EFB

21 STIPULATION AND ORDER SETTLING  
 22 ATTORNEY'S FEES PURSUANT TO THE  
 23 EQUAL ACCESS TO JUSTICE ACT, 28  
 24 U.S.C. § 2412(d)

25 IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel,  
 26 subject to the approval of the Court, that Plaintiff's be awarded attorney fees under the Equal Access to  
 27 Justice Act (EAJA), 28 U.S.C. § 2412(d), in the amount of **\$4,508.55**. This amount represents  
 28 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 of **\$4,508.55** in EAJA attorney fees, 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 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 Respectfully submitted,

6  
7  
8 Dated: July 14, 2010

/s/ Bess M. Brewer  
(As authorized via email and telephone)  
BESS M. BREWER  
Attorney for Plaintiff

11 BENJAMIN B. WAGNER  
United States Attorney  
12 LUCILLE GONZALES MEIS  
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13 Social Security Administration

14 /S/ Armand D. Roth  
15 ARMAND D. ROTH  
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17 United States Attorney  
18 LUCILLE GONZALES MEIS  
Regional Chief Counsel, Region IX  
19 Social Security Administration

20  
21 **ORDER**

22 **APPROVED AND SO ORDERED.**

23 Dated: July 14, 2010.

24   
25 EDMUND F. BRENNAN  
26 UNITED STATES MAGISTRATE JUDGE  
27  
28