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13 Attorneys for Defendant

14 UNITED STATES DISTRICT COURT
 15 EASTERN DISTRICT OF CALIFORNIA
 16 SACRAMENTO DIVISION

17 ESTHER RAEL,)	Case No. 2:08-CV-01868-GGH
18 Plaintiff,)	
19 v.)	STIPULATION AND ORDER FOR
)	THE AWARD OF ATTORNEY FEES PURSUANT
)	TO THE EQUAL ACCESS TO JUSTICE ACT,
20 MICHAEL J. ASTRUE,)	28 U.S.C. § 2412(d)
21 Commissioner of Social Security,)	
22 Defendant.)	
)	

23 IT IS HEREBY STIPULATED by and between the parties through their
 24 undersigned counsel, subject to the approval of the Court, that Plaintiff's counsel, as
 25 Plaintiff's assignee, be awarded attorney fees under the EAJA in the amount of THREE
 26 THOUSAND EIGHT HUNDRED dollars and 0 cents (\$3,800.00). This amount
 27 represents compensation for all legal services rendered on behalf of Plaintiff, to date, by
 28 counsel in connection with this civil action, in accordance with 28 U.S.C. § 2412.

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 THREE THOUSAND EIGHT HUNDRED dollars and 0

1 cents (\$3,800.00) in EAJA fees, shall constitute a complete release from and bar to any
2 and all claims Plaintiff may have relating to EAJA fees in connection with this civil action.
3 Any payment shall be made payable to Plaintiff's counsel as Plaintiff's assignee and
4 delivered to Plaintiff's counsel.

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

7 Respectfully submitted May 13, 2010.

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9 Respectfully submitted,

10 Dated: May 13, 2010

/s/ Ann M. Cerney
(As authorized via email)
ANN M. CERNEY
Attorney for Plaintiff

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14 BENJAMIN B. WAGNER
United States Attorney

15 Date: May 13, 2010

By s/ Daniel P. Talbert
DANIEL P. TALBERT
Special Assistant U. S. Attorney

17
18 Attorneys for Defendant Michael J. Astrue

19
20 ORDER

21 APPROVED AND SO ORDERED.

22
23 DATED: May 21, 2010

/s/ Gregory G. Hollows

24 UNITED STATES MAGISTRATE JUDGE

25 rael.fee