

1 BENJAMIN B. WAGNER
 United States Attorney
 2 LUCILLE GONZALES MEIS
 Regional Chief Counsel, Region IX,
 3 Social Security Administration
 ARMAND D. ROTH
 4 Special Assistant United States Attorney
 California Bar No. 214624

5
 6 333 Market Street, Suite 1500
 San Francisco, California 94105
 Telephone: (415) 977-8924
 7 Facsimile: (415) 744-0134
 E-Mail: Armand.Roth@ssa.gov

8 Attorneys for Defendant Commissioner of Social Security
 9

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

13
 14 SIARHEI SIDAREVICH,)
)
 15 Plaintiff,)
)
 16 v.)
)
 17 MICHAEL J. ASTRUE,)
 Commissioner of)
 18 Social Security,)
)
 19 Defendant.)
 _____)

CIVIL NO. 08-CV-2288-EFB
 STIPULATION AND PROPOSED ORDER
 SETTling ATTORNEY'S FEES
 PURSUANT TO THE EQUAL ACCESS TO
 JUSTICE ACT, 28 U.S.C. § 2412(d)

20
 21 IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel,
 22 subject to the approval of the Court, that Plaintiff's counsel, as Plaintiff's assignee, be awarded attorney
 23 fees under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412(d), in the amount of \$2,662.50.
 24 This amount represents compensation for all legal services rendered on behalf of Plaintiff by counsel in
 25 connection with this civil action, in accordance with 28 U.S.C. § 2412(d).

26 This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA attorney
 27 fees, and does not constitute an admission of liability on the part of Defendant under the EAJA.
 28 Payment of \$2,662.50 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'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.

5 Respectfully submitted,

6
7 Dated: June 15, 2010

/s/ JESSE S. KAPLAN
(As authorized via email)
JESSE S. KAPLAN
Attorney for Plaintiff

8
9 Dated: June 15, 2010

BENJAMIN B. WAGNER
United States Attorney
LUCILLE GONZALES MEIS
Regional Chief Counsel, Region IX
Social Security Administration

10
11
12
13 /s/ Armand D. Roth
ARMAND D. ROTH
Special Assistant U.S. Attorney

14
15 Attorneys for Defendant

16 **ORDER**

17
18 This stipulation is APPROVED AND SO ORDERED. Accordingly, plaintiff's motion for
19 attorney fees, Dckt. No. 20, and the stipulation and request for an order granting defendant an extension
20 of time to respond thereto, Dckt. No. 21, are denied as moot.

21 Dated: June 22, 2010.

22 
EDMUND F. BRENNAN
23 UNITED STATES MAGISTRATE JUDGE
24
25
26
27
28