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8 Attorneys for Defendant

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

12 STEVE DOBBS,

13 Plaintiff,

14 v.

15 MICHAEL J. ASTRUE,
 Commissioner of
 16 Social Security,
 17

18 Defendant.

CIVIL NO. 2:08-cv-3129 CMK

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

19 The previously filed Motion and Memorandum in Support of Motion for an Award of Attorney's
 20 Fees Under the Equal Access to Justice Act is hereby withdrawn.

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 FIVE
 24 THOUSAND TWO HUNDRED dollars and 00/100 cents (\$5,200.00). This amount represents
 25 compensation for all legal services rendered on behalf of Plaintiff by counsel in connection with this
 26 civil action, in accordance with 28 U.S.C. § 2412(d).

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1 This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA attorney
2 fees, and does not constitute an admission of liability on the part of Defendant under the EAJA.
3 Payment of FIVE THOUSAND TWO HUNDRED dollars and 00/100 cents (\$5,200.00) in EAJA
4 attorney fees, shall constitute a complete release from and bar to any and all claims Plaintiff may have
5 relating to EAJA fees in connection with this action. Any payment shall be made payable to Plaintiff's
6 counsel as Plaintiff's assignee and delivered to Plaintiff's counsel.

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

9 Respectfully submitted,

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11 Dated: February 9, 2010

/s/ Bess Brewer
(As authorized via email)
BESS BREWER
Attorney for Plaintiff

12
13 Dated: February 9, 2010

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

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17 /s/ Shea Lita Bond
SHEA LITA BOND
Special Assistant U.S. Attorney

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19 Attorneys for Defendant

20 **ORDER**

21 **APPROVED AND SO ORDERED. The Clerk of the Court is directed to terminate Doc. 24**
22 **as a pending motion:**

23
24 DATED: February 10, 2010

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26 **CRAIG M. KELLISON**
27 **UNITED STATES MAGISTRATE JUDGE**
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