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8 Attorneys for Defendant

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

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

CIVIL NO. 2:09-cv-01552 KJN
 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, SIX HUNDRED, SIXTY-
 22 FIVE DOLLARS AND ZERO CENTS (\$4,665.00). This amount represents compensation for all legal
 23 services rendered on behalf of Plaintiff by the attorney in connection with this civil action in accordance
 24 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 21, 2010

/s/Peter Brixie
(As authorized via email)

4 PETER BRIXIE
Attorney for Plaintiff

6 BENJAMIN B. WAGNER
United States Attorney

7 Dated: June 21, 2010

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

10 ORDER

11 Pursuant to the stipulation filed by the parties, IT IS SO ORDERED that Plaintiff's
12 counsel, as assignee, shall be awarded attorney fees in the amount of FOUR THOUSAND, SIX
13 HUNDRED, SIXTY-FIVE DOLLARS AND ZERO CENTS (\$4,665.00), as authorized by 28 U.S.C.
14 § 2412(d), subject to the terms of the above-referenced Stipulation.

15 DATED: June 22, 2010

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19 _____
KENDALL J. NEWMAN
20 UNITED STATES MAGISTRATE JUDGE