

1 SHELLIE LOTT, SBN: 246202  
2 Cerney Kreuze & Lott, LLP  
3 42 N. Sutter Street, Suite 400  
4 Stockton, California 95202  
5 Telephone: (209) 948-9384  
6 Facsimile: (209) 948-0706  
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8 UNITED STATES DISTRICT COURT

9 EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO BRANCH

10 LISA GAIL PORRAZ,  
11 Plaintiff,

Case No.: 2:13-cv-01995-KJN

12 vs.

13 CAROLYN W. COLVIN,  
14 Acting Commissioner of Social Security,

STIPULATION AND ~~PROPOSED~~ ORDER  
FOR THE AWARD OF ATTORNEY FEES  
PURSUANT TO THE EQUAL ACCESS TO  
JUSTICE ACT, 28 U.S.C. § 2412(d)

15 Defendant  
16

17  
18 IT IS HEREBY STIPULATED by and between the parties through their undersigned  
19 counsel, subject to the approval of the Court, that Plaintiff be awarded attorney fees under the  
20 EAJA in the amount of SIX THOUSAND EVEN (\$6,000.00). This amount represents  
21 compensation for all legal services rendered on behalf of Plaintiff, to date, by counsel in  
22 connection with this civil action, in accordance with 28 U.S.C. § 2412.  
23

24 After the Court issues an order for EAJA fees and expenses to Plaintiff, the government  
25 will consider the matter of Plaintiff's assignment of EAJA fees and expenses to Plaintiff's  
26 attorney. Pursuant to Astrue v. Ratliff, 130 S.Ct. 2521 (2010), the ability to honor the  
27 assignment will depend on whether the fees and expenses are subject to any offset allowed under  
28

STIPULATION AND PROPOSED ORDER FOR THE AWARD OF ATTORNEY FEES  
PURSUANT TO THE EQUAL ACCESS TO JUSTICE ACT, 28 U.S.C. § 2412(d)

1 the United States Department of the Treasury's Offset Program. After the order for EAJA fees  
2 and expenses is entered, the government will determine whether they are subject to any offset.  
3 Fees and expenses shall be made payable to Plaintiff, but if the Department of the Treasury  
4 determines that Plaintiff does not owe a federal debt, then the government shall cause the  
5 payment of fees, expenses and costs to be made directly to Shellie Lott, pursuant to the  
6 assignment executed by Plaintiff. Any payments made shall be delivered to Plaintiff's counsel.  
7

8 This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA  
9 attorney fees and expenses, and does not constitute an admission of liability on the part of  
10 Defendant under the EAJA. Payment of the agreed amount shall constitute a complete release  
11 from, and bar to, any and all claims that Plaintiff and/or Plaintiff's counsel may have relating to  
12 EAJA attorney fees and expenses in connection with this action.  
13

14 This award is without prejudice to the rights of Plaintiff's counsel to seek Social Security  
15 Act attorney fees under 42 U.S.C. § 406, subject to the offset provisions of the EAJA.  
16

17 Respectfully submitted,

18 Dated: May 15, 2015

/s/ Shellie Lott

SHELLIE LOTT  
Attorney for Plaintiff

BENJAMIN B. WAGNER  
United States Attorney  
DONNA L. CALVERT  
Regional Chief Counsel

24 Date: May 15, 2015

/s/ Timothy Bolin for Jean Turk

(As authorized via email on 05/15/15)  
Special Assistant United States Attorney

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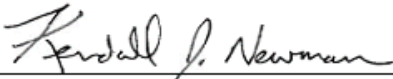
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**ORDER**

Pursuant to the stipulation, it is so ordered.

Dated: May 18, 2015

  
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KENDALL J. NEWMAN  
UNITED STATES MAGISTRATE JUDGE