

1 HADLEY & FRAULOB
2 A Professional Law Corporation
3 230 Fifth Street
4 Marysville, CA 95901
5 (916) 743-4458
6 FAX (530) 743-5008

7
8
9
10
11 JOSEPH C. FRAULOB – CA State Bar #194355
12 Attorney For Plaintiff

13
14 UNITED STATES DISTRICT COURT
15 EASTERN DISTRICT OF CALIFORNIA

16 JOLEEN D. WILSON

17 Plaintiff,

18 v.

19 CAROLYN W. COLVIN,

20 COMMISSIONER OF SOCIAL SECURITY,

21 Defendant.

No. 2:13-cv-02229-DAD

**STIPULATION AND ORDER FOR
AWARD OF EAJA FEES**

22 IT IS HEREBY STIPULATED by the parties, through their undersigned attorneys, and
23 with the approval of the Court as provided below, that Plaintiff be awarded attorney fees under
24 the Equal Access To Justice Act (EAJA) 28 U.S.C. 2412(d), in the amount of six thousand, one
25 hundred dollars (\$6,100.00). This amount represents compensation for legal services rendered
26 on behalf of Plaintiff by her counsel in connection with this civil action, in accordance with 28
27 U.S.C. 2412(d).

28 After the Court issues an order for EAJA fees to Plaintiff, the government will consider
the matter of Plaintiff's assignment of EAJA fees to Plaintiff's attorney. Pursuant to Astrue v.
Ratliff, 130 S. Ct. 2521 (U.S. June 14, 2010), the ability to honor the assignment will depend on
whether the fees are subject to any offset allowed under the United States Department of the

////

1 Treasury's Offset Program. After the order to EAJA fees is entered, the government will
2 determine if it is subject to any offset.

3 Fees shall be made payable to Plaintiff, but if the Department of the Treasury determines
4 that Plaintiff does not owe a federal debt, then the government shall cause the payment of fees to
5 be made directly to Plaintiff's counsel Joseph C. Fraulob, pursuant to the written assignment
6 executed by Plaintiff. Any payments shall be delivered to Plaintiff's counsel Joseph C. Fraulob.

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

12
13
14 DATE: May 28, 2015

By /s/ Joseph Clayton Fraulob
JOSEPH CLAYTON FRAULOB
Attorney for plaintiff

15
16
17 DATE: May 28, 2015

BENJAMIN B. WAGNER
United States Attorney

18
19 By /s/ Francesco Benavides

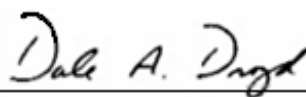
(As authorized via email)

20
21 FRANCESCO BENAVIDES
Assistant Regional Counsel

22
23 **ORDER**

24 Pursuant to the parties' stipulation, IT IS SO ORDERED.

25 Dated: May 29, 2015

26
27 

28 _____
DALE A. DROZD
UNITED STATES MAGISTRATE JUDGE

Ddad1\orders.soc sec\wilson2229.stip.eaja.ord.doc