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4 Attorney for Plaintiff:
 5 Dorenda K. Crawford

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9 UNITED STATES DISTRICT COURT
 10 EASTERN DISTRICT OF CALIFORNIA

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12 DORENDA KAY CRAWFORD,
 13 Plaintiff,
 14 v.
 15 CAROLYN COLVIN,
 16 Acting Commissioner of Social Security,
 17 Defendant.

Case No. 2:13-cv-02278-EFB

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

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19 IT IS HEREBY STIPULATED by and between the parties through their undersigned
 20 counsel, subject to the approval of the Court, that Plaintiff be awarded attorney fees under the
 21 EAJA in the amount of THREE THOUSAND-FOUR HUNDRED DOLLARS (\$3,400.00). This
 22 amount represents compensation for all legal services rendered on behalf of Plaintiff, to date, by
 23 counsel in connection with this civil action, in accordance with 28 U.S.C. 2412(d).

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 the United States Department of the Treasury's Offset Program. After the order for EAJA fees

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and expenses is entered, the government will determine whether they are subject to offset.

Fees and expenses shall be made payable to Plaintiff, but if the Department of the Treasury determines that Plaintiff does not owe a federal debt, then the government shall cause the payment of fees, expenses and costs to be made directly to Richard Whitaker, pursuant to the assignment executed by Plaintiff. Any payments made shall be delivered to Plaintiff's counsel.

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

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

Respectfully Submitted October 7, 2015.

October 7, 2015
Respectfully submitted,
/s/ Richard A. Whitaker
Richard Whitaker, Attorney for Plaintiff

October 7, 2015
BENJAMIN B. WAGNER
United States Attorney
By:
/s/ Theophous H. Reagans
Theophous H. Reagans,
Special Assistant US Attorney,
Attorneys for Defendant, Carolyn W. Colvin

ORDER

APPROVED AND SO ORDERED.

Dated: October 8, 2015.


EDMUND F. BRENNAN
UNITED STATES MAGISTRATE JUDGE