

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

17 HAROLD GRINSTEAD, JR.

18 Plaintiff,

19 v.

20 CAROLYN W. COLVIN,  
21 COMMISSIONER OF SOCIAL SECURITY,

22 Defendant.

Case No.: 2:14-CV-00059-KJN

**STIPULATION FOR AWARD OF EAJA  
ATTORNEY FEES AND COSTS**

23 IT IS HEREBY STIPULATED by the parties, through their undersigned attorneys, and  
24 with the approval of the Court as provided below, that Plaintiff be awarded attorney fees under  
25 the Equal Access To Justice Act (EAJA) 28 U.S.C. 2412(d), in the amount of four thousand, nine  
26 hundred dollars (\$4900.00). This amount represents compensation for legal services rendered on  
27 behalf of Plaintiff by his counsel in connection with this civil action, in accordance with 28  
28 U.S.C. 2412(d). The parties additionally stipulate that Plaintiff shall be awarded costs under 20  
29 U.S.C. 1920 in the amount of four hundred dollars (\$400.00).

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 and all payments shall be delivered to Plaintiff's counsel Joseph C.  
7 Fraulob.

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

13  
14  
15 DATE: May 12, 2015

15 *By /s/ Joseph Clayton Fraulob*  
16 JOSEPH CLAYTON FRAULOB  
17 Attorney for plaintiff

18 DATE: May 12, 2015

18 BENJAMIN B. WAGNER  
19 United States Attorney

20 *By /s/ Carolyn B. Chen*


21 (As authorized via email)

22 CAROLYN B. CHEN  
23 Assistant Regional Counsel

24 ORDER

25 APPROVED AND SO ORDERED

26 Dated: May 15, 2015

27  
28   
KENDALL J. NEWMAN  
UNITED STATES MAGISTRATE JUDGE