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Attorney for Plaintiff

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

ONESSIMO VASQUEZ, )  
 )  
Plaintiff, )  
 )  
 )  
 )  
 )  
CAROLYN W. COLVIN, )  
Acting Comm’r of Social Security, )  
 )  
Defendant, )  
\_\_\_\_\_ )

Case No. 2:14-cv-01547-EFB

**STIPULATION AND PROPOSED  
ORDER FOR EAJA FEES AND  
EXPENSES**

IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel, subject to the approval of the Court, that Plaintiff shall be awarded attorney’s fees and expenses under the Equal Access to Justice Act (EAJA), 28 U.S.C. sec. 2412(d), in the amount of SIX THOUSAND TWO HUNDRED dollars and ZERO cents (\$6,200.00).

After the Court issues an order for EAJA fees and expenses to Plaintiff, the government will consider the matter of Plaintiff’s assignment of EAJA fees and expenses to Plaintiff’s attorney. The government’s ability to honor the assignment will depend on whether the fees and expenses are subject to an offset allowed under the United States Department of the Treasury’s Offset Program pursuant to Astrue v. Ratcliff, 130 S.Ct. 2521 (2010). After the order of EAJA fees and expenses is entered, the government will determine whether they are subject to an offset.

**Vasquez v. Colvin  
E.D. Cal. 2:14-cv-01547-EFB**

**Stipulation and Proposed Order for EAJA Fees**

If it is determined that Plaintiff's EAJA fees and expenses are not subject to an offset under Astrue v. Ratcliff, 130 S.Ct. 2521 (2010) and The Department of Treasury's Offset Program, then the check for EAJA fees and expenses shall be made payable to Dellert Baird Law Offices, PLLC, based upon Plaintiff's assignment of these amounts to Plaintiff's attorney. The parties agree that whether these checks are made payable to Plaintiff or Dellert Baird Law Offices, PLLC, such checks shall be mailed to Plaintiff's attorney at the following address: Dellert Baird Law Offices, PLLC, P.O. Box 3757, Silverdale, WA 98383.

Respectfully submitted,

Date: May 22, 2015

KELSEY MACKENZIE BROWN  
Attorney at Law

*/s/Jacqueline A. Forslund*  
For KELSEY MACKENZIE BROWN  
Attorney for Plaintiff

Date: May 26, 2015

BENJAMIN WAGNER  
United States Attorney  
DONNA L. CALVERT  
Regional Chief Counsel, Region IX  
Social Security Administration

*/s/\*Richard Rodriguez*  
RICHARD RODRIGUEZ  
Special Assistant United States Attorney  
\*By email authorization  
Attorney for Defendant

ORDER

APPROVED AND SO ORDERED.

DATED: June 1, 2015.

  
EDMUND F. BRENNAN  
UNITED STATES MAGISTRATE JUDGE