

1 Robert C Weems (CA SBN 148156)  
WEEMS LAW OFFICES  
2 769 Center Blvd., PMB 38  
Fairfax, CA 94930  
3 Ph: 415.881.7653  
4 Fx: 866.610.1430  
*rcweems@weemslawoffices.com*

5 Attorneys for Plaintiff,  
RODNEY ALLEN BRYANT  
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8 UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA

10 RODNEY ALLEN BRYANT,

11 Plaintiff,

12 v.

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

15 Defendant.

Case No. 2:14-cv-01934-KJN

STIPULATION AND ORDER AWARDING  
EAJA FEES  
AND ORDER

16 IT IS HEREBY STIPULATED by and between the parties, through their undersigned counsel,  
17 subject to the Court's approval, that Plaintiff be awarded attorney fees and expenses in the amount of:  
18 SIX THOUSAND, TWO HUNDRED DOLLARS and NO CENTS (\$6,200.00)  
19

20 Such award is made under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412(d), with  
21 costs in the amount of no Dollars (\$0.00) under 28 U.S.C. § 1920. This amount represents  
22 compensation for all legal services rendered on behalf of Plaintiff by counsel in connection with this  
23 civil action, in accordance with 28 U.S.C. §§ 1920, 2412(d).

24 After the Court issues an order for EAJA fees to Plaintiff, the government will consider the  
25 matter of Plaintiff's assignment of EAJA fees to Plaintiff's attorney. (See, Attachment 1.) Pursuant to  
26 *Astrue v. Ratliff*, 560 U.S. 586, 598 (2010), the ability to honor the assignment will depend on  
27 whether the fees are subject to any offset allowed under the United States Department of the  
28 Treasury's Offset Program. After the order for EAJA fees is entered, the government will determine

1 whether they are subject to any offset.

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

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

11 This award is without prejudice to the rights of Plaintiff's counsel to seek Social Security Act  
12 attorney fees under 42 U.S.C. § 406(b), subject to the savings clause provisions of the EAJA.

13 SO STIPULATED AND AGREED, April 26, 2016.

14 WEEMS LAW OFFICES

BENJAMIN B. WAGNER  
United States Attorney  
DEBORAH L. STACHEL  
Acting Regional Chief Counsel  
U.S. Social Security Administration

17 /s/Robert C. Weems  
18 ROBERT C. WEEMS,  
Attorney for Plaintiff,  
19 RODNEY ALLEN BRYANT

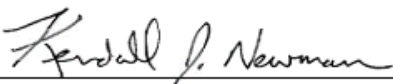
By: /s/ Armand Roth  
20 ARMAND ROTH  
Special Assistant United States  
Attorney  
21 Attorneys for Defendant  
CAROLYN W. COLVIN,  
22 Acting Commissioner of Social Security  
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1 **ORDER**

2 PURSUANT TO THE TERMS OF THE FOREGOING STIPULATION OF THE PARTIES,  
3 DEFENDANT SHALL PAY TO PLAINTIFF OR PLAINTIFF'S COUNSEL THE AMOUNT OF  
4 SIX THOUSAND, TWO HUNDRED DOLLARS and NO CENTS (\$6,200.00) AS AN AWARD  
5 FOR FEES AND COSTS PURSUANT TO 28 U.S.C. §§ 2412(d) AND 1920.  
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7 SO ORDERED:

8 Dated: April 26, 2016  
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11 KENDALL J. NEWMAN  
12 UNITED STATES MAGISTRATE JUDGE  
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