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8 Attorney for Plaintiff,  
9 ANNA L. MEANS

10 IN THE UNITED STATES DISTRICT COURT  
11 EASTERN DISTRICT OF CALIFORNIA

12 ANNA L. MEANS,

13 PLAINTIFF,

14 V.

15 CAROLYN W. COLVIN,  
16 Commissioner of Social Security,

17 DEFENDANT.

Case No.: 2:15-CV-00327-KJM-CKD

STIPULATION AND ORDER FOR THE  
AWARD OF ATTORNEY FEES  
PURSUANT TO THE EQUAL ACCESS TO  
JUSTICE ACT, 38 U.S.C. § 2412(D)

18 IT IS HEREBY STIPULATED by and between the parties through their undersigned  
19 counsel, subject to the approval of the Court, that Anna L. Means (Plaintiff) be awarded attorney  
20 fees under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412(d), in the amount of Seven  
21 Thousand Five Hundred Dollars (\$7,500.00). This amount represents compensation for all legal  
22 services rendered on behalf of Plaintiff by counsel in connection with this civil action, in accordance  
23 with 28 U.S.C. §§ 1920, 2412(d).

24 Upon the Court's issuance of an order granting EAJA fees to Plaintiff, the government will  
25 determine the issue of Plaintiff's assignment of EAJA fees to Plaintiff's attorney. Pursuant to Astrue  
26 v. Ratliff, 560 U.S. 586, 597-598 (2010), the ability to honor the assignment will depend on if the  
27 fees are subject to any offset allowed under the United States Department of the Treasury's Offset  
28 Program. After the order for EAJA fees is entered, the government will determine whether they are  
subject to any offset.

Fees 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 will cause the payment of fees to be made

1 directly to Plaintiff's attorney, LAW OFFICE OF JARED T. WALKER, P.C., pursuant to the  
2 assignment executed by Plaintiff. Any payments made will be delivered to JARED T. WALKER.

3 This stipulation constitutes a settlement of Plaintiff's request for EAJA attorney fees and  
4 does not constitute an admission of liability on the part of defendant under the EAJA or otherwise.  
5 Payment of the agreed amount will constitute a complete release from, and bar to, any and all claims  
6 that Plaintiff and/or Plaintiff's attorney including LAW OFFICE OF JARED T. WALKER, P.C.,  
7 may have relating to EAJA attorney fees in connection with this action.

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

10 Dated: April 6, 2016

Respectfully submitted,

11 /s/ Jared Walker

12 JARED T. WALKER,  
13 Attorney for Plaintiff

14 BENJAMIN WAGNER  
15 United States Attorney

16 Dated: April 6, 2016

By: /s/ Timothy R. Bolin\*

[\*as authorized via email on 4/6/2016]

17 TIMOTHY R. BOLIN

18 Special Assistant United States Attorney  
Attorneys for Defendant

19 **ORDER**

20 Based upon the parties' Stipulation for Award of Attorney Fees pursuant to the Equal Access  
21 to Justice Act (EAJA),

22 IT IS ORDERED that EAJA fees are awarded to plaintiff in the amount of Seven Thousand  
23 Five Hundred Dollars (\$7,500.00) subject to the terms of the parties' foregoing Stipulation.

24 Dated: April 7, 2016

25 Carolyn K. Delaney

26 CAROLYN K. DELANEY  
27 UNITED STATES MAGISTRATE JUDGE  
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