

1 Lawrence D. Rohlfig
 Attorney at Law: 119433
 2 Law Offices of Lawrence D. Rohlfig, Inc., CPC
 12631 East Imperial Highway, Suite C-115
 3 Santa Fe Springs, CA 90670
 Tel.: (562) 868-5886
 4 Fax: (562) 868-8868
 E-mail: rohlfig.office@rohlfiglaw.com

5 Attorneys for Plaintiff
 6 Gregory Loyd Robinson

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 8 **UNITED STATES DISTRICT COURT**
 9 **EASTERN DISTRICT OF CALIFORNIA**

| | | | |
|----|-------------------------------|---|----------------------------------|
| 11 | GREGORY LOYD ROBINSON, |) | Case No.: 2:22-cv-00790-KJN |
| 12 | Plaintiff, |) | STIPULATION FOR THE AWARD |
| 13 | vs. |) | AND PAYMENT OF ATTORNEY |
| 14 | KILOLO KIJAKAZI, |) | FEEES AND EXPENSES PURSUANT |
| 15 | Acting Commissioner of Social |) | TO THE EQUAL ACCESS TO |
| 16 | Security, |) | JUSTICE ACT, 28 U.S.C. § 2412(d) |
| | Defendant. |) | AND COSTS PURSUANT TO 28 |
| | |) | U.S.C. § 1920 |

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 18 TO THE HONORABLE KENDALL J. NEWMAN, MAGISTRATE
 19 JUDGE OF THE DISTRICT COURT:

20 IT IS HEREBY STIPULATED by and between the parties through their
 21 undersigned counsel, subject to the approval of the Court, that Gregory Loyd
 22 Robinson be awarded attorney fees and expenses in the amount of three thousand
 23 two hundred eighty dollars (\$3,280.00) under the Equal Access to Justice Act
 24 (EAJA), 28 U.S.C. § 2412(d), and no costs under 28 U.S.C. § 1920. This amount
 25 represents compensation for all legal services rendered on behalf of Plaintiff by
 26

1 counsel in connection with this civil action, in accordance with 28 U.S.C. §§ 1920;
2 2412(d).

3 After the Court issues an order for EAJA fees to Gregory Loyd Robinson,
4 the government will consider the matter of Gregory Loyd Robinson's assignment
5 of EAJA fees to Lawrence D. Rohlfig. The retainer agreement containing the
6 assignment is attached as exhibit 1. Pursuant to *Astrue v. Ratliff*, 130 S.Ct. 2521,
7 2529 (2010), the ability to honor the assignment will depend on whether the fees
8 are subject to any offset allowed under the United States Department of the
9 Treasury's Offset Program. After the order for EAJA fees is entered, the
10 government will determine whether they are subject to any offset.

11 Fees shall be made payable to Gregory Loyd Robinson, but if the
12 Department of the Treasury determines that Gregory Loyd Robinson does not owe
13 a federal debt, then the government shall cause the payment of fees, expenses and
14 costs to be made directly to Law Offices of Lawrence D. Rohlfig, Inc., CPC,
15 pursuant to the assignment executed by Gregory Loyd Robinson.¹ Any payments
16 made shall be delivered to Lawrence D. Rohlfig.

17 This stipulation constitutes a compromise settlement of Gregory Loyd
18 Robinson's request for EAJA attorney fees, and does not constitute an admission of
19 liability on the part of Defendant under the EAJA or otherwise. Payment of the
20 agreed amount shall constitute a complete release from, and bar to, any and all
21 claims that Gregory Loyd Robinson and/or Lawrence D. Rohlfig including Law
22 Offices of Lawrence D. Rohlfig, Inc., CPC may have relating to EAJA attorney
23 fees in connection with this action.

24
25 ¹ The parties do not stipulate whether counsel for the plaintiff has a cognizable lien
26 under federal law against the recovery of EAJA fees that survives the Treasury
Offset Program.

1 This award is without prejudice to the rights of Lawrence D. Rohlfig and/or
2 the Law Offices of Lawrence D. Rohlfig, Inc., CPC to seek Social Security Act
3 attorney fees under 42 U.S.C. § 406(b), subject to the savings clause provisions of
4 the EAJA.

5 DATE: January 17, 2023 Respectfully submitted,

6 LAW OFFICES OF LAWRENCE D. ROHLFING, INC., CPC

7 /s/ *Lawrence D. Rohlfig*

8 BY:

Lawrence D. Rohlfig
Attorney for plaintiff Gregory Loyd Robinson

10 DATED: January 18, 2023

11 PHILLIP TALBERT
United States Attorney
12 MATHEW W. PILE
Associate General Counsel
13 Social Security Administration

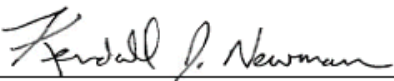
14 /s/ *Ellinor Coder*

15 _____
ELLINOR CODER
16 Special Assistant United States Attorney
Attorneys for Defendant KILOLO KIJAKAZI,
17 Acting Commissioner of Social Security
18 (Per e-mail authorization)

19 **ORDER**

20 IT IS SO ORDERED. The Court grants fees and expenses to plaintiff
21 pursuant to the terms of the stipulation.

22 Dated: January 19, 2023

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KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE

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