

1 After the Court issues an order for EAJA fees to Plaintiff, the government will consider the
2 matter of Mr. Lankford's assignment of EAJA fees to Kenneth J. Collins. The retainer agreement
3 containing the assignment is attached as Exhibit 1. Pursuant to *Astrue v. Ratliff*, 130 S.Ct. 2521, 2529
4 (2010), the ability to honor the assignment will depend on whether the fees are subject to any offset
5 allowed under the United States Department of the Treasury's Offset Program. After the order for
6 EAJA fees is entered, the government will determine whether they are subject to any offset.

7 Fees shall be made payable to Gary Lankford, but if the Department of the Treasury
8 determines that Mr. Lankford does not owe a federal debt, then the government shall cause the
9 payment of fees, expenses and costs to be made directly to Mr. Collins, pursuant to the assignment
10 executed by Mr. Lankford. Any payments made shall be delivered to Mr. Collins.

11 This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA attorney
12 fees, and does not constitute an admission of liability on the part of Defendant under the EAJA or
13 otherwise. Payment of THREE THOUSAND, TWO HUNDRED AND FORTY-FOUR dollars
14 and 00/100 cents (\$3,244.00) in EAJA attorney fees, shall constitute a complete release from, and
15 bar to, any and all claims that Plaintiff Gary Lankford and Plaintiff's Attorney Kenneth J. Collins
16 may have relating to EAJA attorney fees in connection with this action.

17 This award is without prejudice to the rights of Plaintiff's Attorney, Kenneth J. Collins to
18 seek Social Security Act attorney fees under 42 U.S.C. § 406(b), subject to the savings clause
19 provisions of the EAJA.

20 Respectfully submitted,

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22 Dated: _____

/s/ Kenneth J. Collins
(Per email authorization)
KENNETH J. COLLINS
Attorney for Plaintiff

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1 Dated: _____

MELINDA L. HAAG
United States Attorney
GRACE M. KIM
Regional Chief Counsel, Region IX
Social Security Administration

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/s/ Patrick William Snyder
PATRICK WILLIAM SNYDER
Special Assistant United States Attorney
Attorneys for Defendant

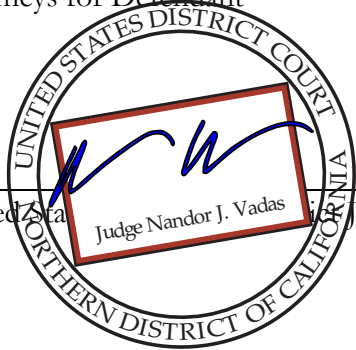
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7 IT IS SO ORDERED.

8 Dated: May 13, 2013

United States
Judge Nandor J. Vadas
Judge



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& ORDER

Stipulation for the Award and Payment of Attorney Fees and Expenses
Pursuant to the Equal Access to Justice Act, Case No. 12-cv-01517-NJV-3-