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6 Attorney for Plaintiff, James McHugh

7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA
9 SAN FRANCISCO DIVISION

10 JAMES MCHUGH,

11 Plaintiff,

12 vs.

13 MICHAEL J. ASTRUE, Commissioner of

14 Social Security,

15 Defendant.
16

) Case No.: No. 06-3616 JL

) STIPULATION FOR THE AWARD AND
) PAYMENT OF ATTORNEY FEES
) PURSUANT TO THE EQUAL ACCESS
) TO JUSTICE ACT, 28 U.S.C. §2412(d) &
) ORDER

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18 IT IS HEREBY STIPULATED by and between the parties through their
19 undersigned counsel, subject to the approval of the Court, that Plaintiff's counsel, as
20 Plaintiff's assignee, be awarded attorney fees under the EAJA in the amount of FOUR
21 THOUSAND FIVE HUNDRED DOLLARS AND ZERO CENTS (\$4,500.00). This
22 amount represents compensation for all legal services rendered on behalf of Plaintiff by
23 counsel in connection with this civil action, in accordance with 28 U.S.C. §2412(d).

24 This stipulation constitutes a compromise settlement of Plaintiff's request for
25 EAJA attorney fees, and does not constitute an admission of liability on part of the

1 Defendant under the EAJA. Payment of the aforementioned sum under the EAJA shall
2 constitute a complete release from and bar to any and all claims, rights, causes of
3 action, liens or subrogated interests relating to attorneys fees and costs incurred in this
4 action under EAJA. Any payment shall be made payable to Plaintiff's counsel as
5 Plaintiff's assignee and delivered to Plaintiff's counsel. This award is without prejudice
6 to the rights of Plaintiff's counsel to seek Social Security Act attorney fees under 42
7 U.S.C. §406, subject to the offset provisions of the EAJA.
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10 Dated: October 22, 2008

_____/s/
GERI N. KAHN
Attorney for Plaintiff
JAMES MCHUGH

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13 JOSEPH P. RUSSONIELLO
14 United States Attorney

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16 Dated: October 22, 2008

_____/s/
ERIC K.H. CHINN
Special Assistant U.S. Attorney

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20 IT IS SO ORDERED.

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22 Dated: October 27, 2008



HON JAMES LARSON
Chief Magistrate Judge