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8
 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 OAKLAND DIVISION

12 STONEWALL TOWERY,)
 13 Plaintiff,) CIVIL NO. 07-4037 SI
 14 v.)
 15 MICHAEL J. ASTRUE,) STIPULATION AND ORDER AWARDING
 16 Commissioner of Social Security,) ATTORNEY'S FEES UNDER THE EQUAL
 17 Defendant.) ACCESS TO JUSTICE ACT (28 U.S.C. § 2412(d))
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19
 20 IT IS HEREBY STIPULATED by the parties, through their undersigned counsel, subject to
 21 the approval of the Court, that Plaintiff be awarded attorney fees under the Equal Access to Justice
 22 Act in the amount of SIXTY-ONE HUNDRED DOLLARS AND NO CENTS (\$6,100.00). This
 23 amount represents compensation for all legal services rendered on behalf of Plaintiff by counsel in
 24 connection with this civil action for services performed before the district court in accordance with
 25 28 U.S.C. §§ 1920 and 2412(d).

26 This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA attorney
 27 fees and does not constitute an admission of liability on the part of Defendant under the EAJA.
 28 Payment in the aforementioned sum of SIXTY-ONE HUNDRED DOLLARS AND NO CENTS
 (\$6,100.00) under EAJA shall constitute a complete release from and bar to any and all claims,
 rights, causes of action, liens or subrogated interests relating to attorneys fees and costs incurred in

1 this action under EAJA.

2 The settlement of Plaintiff's claim for EAJA attorney fees does not preclude Plaintiff's
3 counsel from seeking attorney fees under 42 U.S.C. § 406(b) of the Social Security Act, subject to
4 the offset provisions of the law.

5 Respectfully submitted,

6 Dated: October 6, 2008

7 /s/ Betty Herrera
8 (As authorized via facsimile)
9 BETTY HERRERA
10 Attorney for Plaintiff

11 Dated: October 6, 2008

12 JOSEPH P. RUSSONIELLO
13 United States Attorney
14 LUCILLE GONZALÉS MEIS
15 Regional Chief Counsel, Region IX
16 Social Security Administration

17 /s/ Jaime L. Preciado
18 JAIME L. PRECIADO

19 IT IS SO ORDERED:

20 Dated:

21 
22 THE HONORABLE SUSAN ILLSTON
23 United States District Judge
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