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8 Attorneys for Defendant

9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA  
 11 EUREKA DIVISION

13 CAROLINA AITKEN,

14 Plaintiff,

15 v.

16 MICHAEL J. ASTRUE,  
 Commissioner of Social Security,

17 Defendant.

CIVIL NO. 3:08-cv-05716-NJV

18 STIPULATION AND ORDER AWARDING  
 ATTORNEY FEES UNDER THE  
 EQUAL ACCESS TO JUSTICE ACT,  
 28 U.S.C. § 2412(d),  
 AND COSTS UNDER 28 U.S.C. § 1920

19 IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel,  
 20 subject to the approval of the Court, that Plaintiff be awarded attorney fees under the Equal Access to  
 21 Justice Act (EAJA), 28 U.S.C. § 2412(d), in the amount of FOUR THOUSAND TWO HUNDRED  
 22 EIGHTY NINE dollars and 80/100 cents (\$4,289.80), and cost in the amount of THREE HUNDRED  
 23 AND FIFTY dollars and no cents (\$350.00). This amount represents compensation for all legal services  
 24 rendered on behalf of Plaintiff by counsel in connection with this civil action, in accordance with 28  
 25 U.S.C. § 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 of FOUR THOUSAND TWO HUNDRED EIGHTY NINE dollars and 80/100 cents

1 (\$4,289.80) in EAJA attorney fees and cost in the amount of THREE HUNDRED AND FIFTY dollars  
2 and no cents (\$350.00), shall constitute a complete release from and bar to any and all claims Plaintiff  
3 may have relating to EAJA fees in connection with this action. Any payment shall be made delivered to  
4 Plaintiff's counsel.

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

7  
8 Respectfully submitted,

9 Dated: March 17, 2010

/s/ Ken Collins  
(As authorized via email)  
KEN COLLINS  
Attorney for Plaintiff

10  
11  
12 Dated: March 17, 2010

JOSEPH P. RUSSONIELLO  
United States Attorney  
LUCILLE GONZALES MEIS  
Regional Chief Counsel, Region IX  
Social Security Administration

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14  
15 /s/ Shea Lita Bond  
16 SHEA LITA BOND  
17 Attorneys for Defendant

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21 IT IS SO ORDERED:

22  
23 Dated: 3/18/10

  
United States Magistrate District Judge

24  
25 **Nandor J. Vadas**  
26 **United States Magistrate Judge**  
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