

1 KENNETH J. COLLINS CSB 100579  
 Attorney at Law  
 2 P.O. Box 1193  
 Arcata, CA 95518  
 3 (707) 822-1611 fax 822-1044  
 aew1950@yahoo.com  
 4 Attorney for Plaintiff

5  
 6  
 7  
 8  
 9 **UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
 10 **SAN FRANCISCO DIVISION**

11	MELISSA STANSBERRY,	)	Case No. 3:09-cv-04731-MHP
	Plaintiff,	)	
12	v.	)	<b>STIPULATION AND ORDER</b>
		)	<b>AWARDING ATTORNEY FEES</b>
13	MICHAEL J. ASTRUE,	)	<b>UNDER THE EQUAL ACCESS TO</b>
	Commissioner of Social Security,	)	<b>JUSTICE ACT, 28 U.S.C. § 2412(d),</b>
14		)	<b>AND COSTS UNDER 28 U.S.C. § 1920</b>
	Defendant.	)	
15		)	
16		)	

17 IT IS HEREBY STIPULATED by and between the parties through their undersigned  
 18 counsel, subject to the approval of the Court, that Plaintiff's counsel be awarded attorney fees under  
 19 the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412(d), in the amount of THREE  
 20 THOUSAND THREE HUNDRED THIRTY-SEVEN dollars and FIFTY cents (\$3,337.50) in  
 21 EAJA attorney fees and cost in the amount of THREE HUNDRED AND FIFTY dollars and no  
 22 cents (\$350.00). This amount represents compensation for all legal services rendered on behalf of  
 23 Plaintiff by 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 EAJA attorney

1 fees, and does not constitute an admission of liability on the part of Defendant under the EAJA.  
2 Payment of THREE THOUSAND THREE HUNDRED THIRTY-SEVEN dollars and FIFTY  
3 cents (\$3,337.50) in EAJA attorney fees and cost in the amount of THREE HUNDRED AND  
4 FIFTY dollars and no cents (\$350.00), shall constitute a complete release from and bar to any and all  
5 claims Plaintiff may have relating to EAJA fees in connection with this action. Any payment shall  
6 be made delivered to Plaintiff's counsel.

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

9  
10 Dated: April 21, 2010

By: /s/ Kenneth J. Collins  
KENNETH J. COLLINS  
Attorney for Plaintiff

11  
12 Dated: April 21, 2010

BENJAMIN B. WAGNER  
United States Attorney

LUCILLE GONZALES MEIS  
Regional Chief Counsel, Region IX

13  
14  
15  
16  
17  
18

By: /s/ Timothy R. Bolin  
TIMOTHY R. BOLIN  
Special Assistant United States Attorney  
Attorneys for Defendant

19 **THE COURT APPROVES THE FOREGOING STIPULATION AND SO ORDERS.**

20 Dated: April 22, 2010

HONORABLE MARILYN H. PATEL  
United States Magistrate Judge



21  
22  
23  
24