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HARVEY P. SACKETT (72488)

S A C K E T T
AND ASSOCIATES
A PROFESSIONAL LAW CORP.
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/as

Attorney for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ROBIN J. VIERRA,)	No. 06-7785 PVT
)	
Plaintiff,)	
)	
v.)	STIPULATION AND ORDER AWARDING
)	ATTORNEY'S FEES AND COSTS UNDER
MICHAEL J. ASTRUE,)	THE EQUAL ACCESS TO JUSTICE ACT
Commissioner,)	[28 U.S.C. § 2412(d)]
Social Security Administration,)	
)	
Defendant.)	
)	

Plaintiff and Defendant, through their respective attorneys, hereby stipulate that subject to the approval of the Court, Plaintiff shall be awarded attorney fees under the EAJA in the amount of FIVE THOUSAND EIGHT HUNDRED DOLLARS (\$5,800.00), and costs in the amount of THREE HUNDRED SEVENTY-SIX DOLLARS AND FORTY-EIGHT CENTS (\$376.48). This amount represents compensation for all legal services rendered on behalf of Plaintiff by counsel in connection with this civil action, in accordance with 28 U.S.C. §§ 1920 and 2412(d).

1 This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA
2 attorney fees and costs, and does not constitute an admission of liability on the part of Defendant
3 under the EAJA. Payment of \$5,800.00 in EAJA attorney fees and \$376.48 in EAJA costs shall
4 constitute a complete release from and bar to any and all claims Plaintiff may have relating to
5 EAJA fees and costs in connection with this action. This award is without prejudice to the rights
6 of Plaintiff's counsel to seek Social Security Act attorney fees under 42 U.S.C. § 406, subject to
7 the offset provisions of the EAJA.

8
9 Dated: November 7, 2008

/s/

HARVEY P. SACKETT
Attorney for Plaintiff
ROBIN J. VIERRA

JOSEPH P. RUSSONIELLO
United States Attorney

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15 Dated: November 7, 2008

/s/

GINA SHIN
Assistant Regional Counsel

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18 IT IS SO ORDERED.

19
20 Dated: 11/10/08


HON. PATRICIA V. TRUMBULL
United States Magistrate Judge