

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Honorable Marcia S. Krieger

Civil Action No. 07-cv-02122-MSK

KIMBERLY A. MCKEACHIE,

Plaintiff,

v.

MICHAEL J. ASTRUE, Commissioner of Social Security,

Defendant.

ORDER FOR ATTORNEY'S FEES UNDER 42 U.S.C. §404(b)

The Court, having reviewed the Plaintiff's Unopposed Motion for Attorney's Fees Under 42 U.S.C. §404(b) pursuant to Fed.R.Civ.P. 60(b)(6) (#35), hereby **GRANTS** the motion and **ORDERS** as follows:

1. Defendant shall pay to Ann J. Atkinson, attorney for the Plaintiff, the sum of \$12,583.13 from funds being withheld from the retroactive Social Security disability benefits awarded to the Plaintiff as a result of the remand order issued by this Court.
2. Upon payment of the fees above, the attorney for the Plaintiff shall refund to the Plaintiff the sum of \$5,700, representing the award previously made by this Court for attorney's fees pursuant to the Equal Access to Justice Act, 28 U.S.C. §2412(d).

DATED this 23rd day of November, 2009.

BY THE COURT:



Marcia S. Krieger
United States District Judge