

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF FLORIDA  
PENSACOLA DIVISION

LUCKY STEVENS,  
Plaintiff,

vs.

Case No.: 3:08cv288/RV/EMT

MICHAEL J. ASTRUE,  
Commissioner of Social Security,  
Defendant.

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**ORDER**

This cause comes on for consideration upon the magistrate judge's Report and Recommendation dated January 13, 2010 (Doc. 31). The parties have been furnished a copy of the Report and Recommendation and have been afforded an opportunity to file objections pursuant to Title 28, United States Code, Section 636(b)(1). I have made a de novo determination of all timely filed objections.

Having considered the Report and Recommendation, and any timely filed objections thereto timely filed, I have determined that the Report and Recommendation should be adopted.

Accordingly, it is now **ORDERED** as follows:

1. The magistrate judge's Report and Recommendation is adopted and incorporated by reference in this order.
2. Plaintiff's Motion For Attorney Fees and Costs (Doc. 29) is **GRANTED** as follows:

Plaintiff's counsel, Byron A. Lassiter, Esquire, is entitled to recover fees in the amount of \$4,799.97 for representing Plaintiff before the United States District Court for the Northern District of Florida pursuant to 28 U.S.C. § 2412 (EAJA); the amount of attorney fees and hourly rates requested under the EAJA are reasonable; and the Commissioner is directed to pay counsel that amount.

**DONE AND ORDERED** this 16th day of February, 2010.

*/s/ Roger Vinson*

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**ROGER VINSON**  
**SENIOR UNITED STATES DISTRICT JUDGE**