UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

DAVID A. BISMACK

Civil Action No. 2:07-cv-13406-RHC-MKM

Plaintiff,

v.

MICHAEL ASTRUE, COMMISSIONER OF SOCIAL SECURITY,

Defendant.

EVA I. GUERRA

Attorney for Plaintiff 8884 Akehurst Court White Lake, MI 48386 (248) 698-1900 (248) 698-3332 (Fax) eig423@aol.com Michigan Bar No. P52467 DERRI THOMAS Assistant U.S. Attorney 101 First Street, Suite 200 Bay City, MI 48708 (989) 895-5712

STIPULATED ORDER GRANTING EAJA FEES

On November 12, 2008, plaintiff filed a Petition for Attorney Fees under the Equal Access to Justice Act. Initially, there were objections filed by defendant regarding the timeliness of plaintiff's Petition. Subsequent to a conference between the parties, and the Court, defendant has no objections to the merits of plaintiff's Petition for EAJA fees.

UPON STIPULATION OF THE PARTIES, it is **ORDERED** that plaintiff's Petition for Attorney Fees [Dkt. #19] is **GRANTED** in the amount of \$3,270.30 in accordance with the procedures set forth in 28 U.S.C. §§2412(c)(1) & 2414.

> <u>S/Robert H. Cleland</u> ROBERT H. CLELAND UNITED STATES DISTRICT JUDGE

Dated: January 14, 2009

I hereby certify that a copy of the foregoing document was mailed to counsel of record on this date, January 14, 2009, by electronic and/or ordinary mail.

S/Lisa Wagner Case Manager and Deputy Clerk (313) 234-5522

<u>/s/ Eva I. Guerra</u> EVA I. GUERRA Attorney for Plaintiff Approved as to Substance and Form <u>/s/ Derri Thomas</u> DERRI THOMAS Assistant U.S. Attorney Attorney for Defendant Approved as to Substance and Form