

IN THE UNITED STATES DISTRICT COURT
 FOR THE EASTERN DISTRICT OF NORTH CAROLINA
 WESTERN DIVISION
 5:14-CV-264-FL

THERESE MONROE,)
 Plaintiff)
)
 vs.)
)
 CAROLYN W. COLVIN,)
 Acting Commissioner of Social Security,)
)
 Defendant)

O R D E R

Pursuant to the power of this Court to award attorney fees under the equal Access to Justice Act (EAJA), 28 U.S.C. § 2412, and in light of this Court’s judgment remanding this case to the defendant for further proceedings,

IT IS THEREFORE ORDERED that the plaintiff be allowed attorney fees of \$4,459.83, which the Court finds to be reasonable, in full satisfaction of any and all EAJA attorney fee claims plaintiff may have in this case and that payment be made directly to counsel for plaintiff.

Pursuant to the United States Supreme Court’s ruling in *Astrue v. Ratliff*, 130 S. Ct. 2521 (2010), these attorney fees are payable to plaintiff as the prevailing party and are subject to offset through the Treasury Department’s Offset Program to satisfy any pre-existing debt plaintiff may owe to the United States government. If, after the entry of this Order, the Commissioner determines that plaintiff owes no debt to the United States that would subject this award of attorney fees to offset, the Commissioner may honor the plaintiff’s assignment of EAJA fees providing for payment of the subject fees to plaintiff’s counsel, rather than to plaintiff. If,

however, the Commissioner discovers that plaintiff owes the United States any debt subject to offset, the Commissioner will pay any attorney fees remaining after such offset to plaintiff, rather than to counsel.

This the 4th day of _____ March, 2015.

A handwritten signature in black ink that reads "Louise W. Flanagan". The signature is written in a cursive style with a large initial "L".

LOUISE W. FLANAGAN
United States District Court Judge