

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION  
NO. 7:16-CV-413-KS

PATSY SUE OXENDINE, )  
Plaintiff, )  
 )  
v. ) **CONSENT ORDER**  
 )  
NANCY A. BERRYHILL, )  
Acting Commissioner of )  
Social Security, )  
Defendant. )

***Electronic Filing***

This action being submitted to the Court for entry of a Consent Order agreed to by the Parties and it appearing that Plaintiff, by and through his attorney, has executed this Consent Order and Defendant has executed this Consent Order, by and through the undersigned Special Assistant United States Attorney; and it appearing that the Parties have agreed that Plaintiff, Patsy Sue Oxendine, is awarded attorney fees under the EAJA in the amount of FIVE THOUSAND NINE HUNDRED EIGHTY-FIVE DOLLARS and 00/100 (\$5,985.00) in full and final settlement of attorney fees and costs arising under the Equal Access to Justice Act (EAJA). 28 U.S.C. § 2412(d). In accordance with Plaintiff's corresponding Consent Motion, full or partial remittance of the awarded attorney fees will be contingent upon a determination by the Government that Plaintiff owes no qualifying, pre-existing debt(s) to the Government. If such a debt(s) exists, the Government will reduce the awarded attorney fees in this Order to the extent necessary to satisfy such debt(s).

It is therefore **ORDERED** that, pursuant to the above, the Commissioner pay the sum of FIVE THOUSAND NINE HUNDRED EIGHTY-FIVE DOLLARS and 00/100 (\$5,985.00) in full satisfaction of any and all claims arising under EAJA, 28 U.S.C. § 2412(d), and upon the payment of such sums this case is dismissed with prejudice.

This 17th day of October 2017.

  
\_\_\_\_\_  
KIMBERLY A. SWANK  
United States Magistrate Judge

**CONSENTED TO:**

Date: 10/16/17

s/ Karl E. Osterhout  
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*Attorney for Plaintiff*

Date: 10/16/17

s/ David Mansfield\*  
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(\*Permission for use of electronic signature obtained  
via email dated 10/16/17).