

“Defendant’s Response...” states that “Defendant neither supports nor opposes Plaintiff’s counsel’s request for attorney fees.” (Document No. 20). Defendant notes that it is for the Court to decide if the request for attorney fees under 42 U.S.C. § 406(b) is reasonable under the law. Id. (citing Gisbrecht v. Barnhart, 535 U.S. 789, 809 (2002)). Defendant further notes that the Fourth Circuit considers “the following factors relevant to the district court’s reasonableness inquiry: the overall complexity of the case, the lawyering skills necessary to handle it effectively, the risks involved, and the significance of the result achieved in district court. (Document No. 20, p. 1) (citing Mudd v. Barnhart, 418 F.3d 424, 428 (4th Cir. 2005)).

Although Plaintiff’s motion fails to include a memorandum, or to otherwise address the reasonableness of the request, the undersigned will allow the requested relief this time.

IT IS, THEREFORE, ORDERED that “Plaintiff’s Motion For Attorney Fees Under § 406(b) Of The Social Security Act” (Document No. 19) is **GRANTED**. Plaintiff’s counsel shall be awarded fees under 42 U.S.C. § 406(b) in the amount of eight thousand eight hundred twenty-three dollars (**\$8,823.00**) from Plaintiff’s back benefits; and Plaintiff’s counsel shall pay to Plaintiff four thousand five hundred dollars (**\$4,500.00**).

SO ORDERED.

Signed: May 24, 2019



David C. Keesler
United States Magistrate Judge

