

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
COLUMBUS DIVISION

NANCY S. WOODARD,)	
)	
)	
Plaintiff,)	Case No. 2:11-cv-1055
)	Judge Gregory L. Frost
vs.)	Magistrate Judge Terence P. Kemp
)	
CAROLYN W. COLVIN,)	
Acting Commissioner of Social Security,)	
)	
Defendant. ¹)	<u>ORDER</u>

The Court, having read the Petition of EDDY PIERRE PIERRE, attorney for Plaintiff in the above-captioned case, dated the 9th day of June, 2014 for an award of attorney fees in accordance with 42 U.S.C. §406(b), and upon all the supporting documents annexed hereto,

IT IS ORDERED that attorney fees be granted in the amount of \$12,836.00, which represents less than 25% (\$31,877.25) of the past due benefits awarded to the Plaintiff, be remitted to EDDY PIERRE PIERRE, petitioner. As petitioner’s request for approval of a fee under the Equal Access to Justice Act (“EAJA”), 28 U.S.C. § 2412, was denied, petitioner has not received EAJA fees which are subject to being refunded to the Plaintiff. Nothing in this order will preclude Plaintiff’s duly appointed representative(s) from requesting fees under 406(a) for time spent handling Plaintiff’s case before the Social Security Administration providing that the combined fees approved under 406(a) and 406(b) does not exceed \$31,877.25, which represents 25% of the retroactive benefits awarded to the Plaintiff.

DATED:

ENTER



 Honorable Gregory L. Frost
 United States District Judge

¹ Carolyn W. Colvin became the Acting Commissioner of Social Security on February 14, 2013. Pursuant to 25(d)(1) of the Federal Rules of Civil Procedure, Carolyn W. Colvin should be substituted for Michael J. Astrue as the defendant.