## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON MEDFORD DIVISION

LISA ANDREWS, Plaintiff,

Case No: 1:18-cv-00309-CL

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COMMISSIONER, SOCIAL SECURITY ADMINISTRATION, Defendant. **OPINION & ORDER** 

Before the Court is Plaintiff's Unopposed Motion (#18), seeking an award of \$7,946.79 in attorney's fees and \$400 in costs. For the reasons set forth in the motion and supporting declaration, IT IS HEREBY ORDERED as follows:

- Plaintiff is granted attorney's fees in the amount of \$7,946.79 in attorney fees under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412, and \$400 in costs under 20 U.S.C. 1920 and 31 U.S.C. § 1304. Any award of EAJA fees shall be subject to offset under the Treasury Offset Program (31 U.S.C. § 3716(c)(3)(B) (2006)) pursuant to Astrue v. Ratliff, 130 S. Ct. 2521, 2528-29 (2010); and
- 2. If Plaintiff's counsel receives attorney fees under both the EAJA and 42 U.S.C. § 406(b) of the Social Security Act, Plaintiff's counsel shall refund the smaller award to Plaintiff.

IT IS SO ORDERED.

DATED this

day of October, 2019.

MARK D. CLARKE

United States Magistrate Judge