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Attorney for Plaintiff

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

**DOUGLAS MALSI,**

Case No. 1:18-cv-00704-MC

Plaintiff,

vs.

PROPOSED ORDER

**COMMISSIONER of Social Security,**

Defendant.

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Attorneys' fees in the amount of \$17,711.00 are hereby awarded to Attorney Tim Wilborn pursuant to 42 U.S.C. § 406(b). Previously, this court awarded fees pursuant to the Equal Access To Justice Act (EAJA), 28 U.S.C. § 2412. When issuing the § 406(b) check, the agency is directed to subtract the amount of the EAJA fees previously received by the attorney and to send to Plaintiff's attorney, Tim Wilborn the balance of **\$12,410.26**, minus any user fee. Any amount withheld after all administrative and court attorneys fees are paid should be released to the claimant.

DATED this 10th day of February, 2021.

s/Michael J. McShane  
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United States District Court Judge

Presented by:  
s/ Tim Wilborn, OSB # 944644  
(702) 240-0184  
Attorney for Plaintiff