

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION

CHARLES A. DAVIS,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

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Civil No. 08-1336-JE

ORDER

HAGGERTY, District Judge:

Magistrate Judge Jelderks has issued a Findings and Recommendation [36] in this action. The Magistrate Judge recommends granting plaintiff's request for attorney fees pursuant to the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412, in the amount of \$9,941.70. No objections were filed, and the case was referred to this court.

The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Federal Rule of Civil Procedure 72(b). When no timely objection is filed, the court need only satisfy itself that

there is no clear error on the face of the record in order to accept the recommendation of the Magistrate. *Campbell v. U.S. Dist. Ct.*, 501 F.2d 196 (9th Cir. 1974).

No clear error appears on the face of the record. Accordingly, this court adopts the Findings and Recommendation in its entirety.

**CONCLUSION**

The Findings and Recommendation [36] is adopted and plaintiff's Application for Fees Pursuant to the Equal Access to Justice Act [31] is granted. An award of attorney fees in the amount of \$9,941.70 is hereby granted to plaintiff pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412.

IT IS SO ORDERED.

DATED this 12 day of January, 2011.

/s/ Ancer L. Haggerty  
Ancer L. Haggerty  
United States District Judge