

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

LISA LEE KILBORNE,

Plaintiff,

v.

MICHAEL J. ASTRUE, Commissioner
of Social Security,

Defendant.

Civil No. 3:09-6367-HA

ORDER

HAGGERTY, District Judge:

After considering the Stipulated Motion [32] of the parties, the Commissioner is ordered to pay plaintiff's attorney the sum of \$9,772.75 for full settlement of all claims for fees pursuant to the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412. This final EAJA fee award is based on the amount previously awarded on June 23, 2011 of \$8,605.93, plus the stipulated amount of \$1,166.82 for reasonable time expended litigating counsel's entitlement to an EAJA award.

Upon verification that plaintiff has no debt to the government which qualifies for offset pursuant to the reasoning in *Astrue v. Ratliff*, ___ U.S. ___, 130 S. Ct. 2521, 2527 (2010) (EAJA

awards fees subject "to a federal administrative offset if the Litigant has outstanding federal debts"), payment of \$9,772.75 shall be made to plaintiff's attorney and mailed to his office at 1700 Valley River Drive, Eugene, OR 97401. If plaintiff has such debt, the check for any remaining funds after offset shall be made out to plaintiff and mailed to counsel's office at the address provided above.

IT IS SO ORDERED.

DATED this 26th day of July, 2011.

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