

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

MICHAEL SMITH,

Case No. 3:16-cv-00703-MA

Plaintiff,

ORDER FOR EAJA FEES

v.

COMMISSIONER SOCIAL SECURITY
ADMINISTRATION,

Defendant.

MARSH, Judge

On October 21, 2017, Plaintiff filed an Unopposed Application for Fees Pursuant to the Equal Access to Justice Act ("EAJA"), 28 U.S.C. § 2412(d), in which the parties agree that Plaintiff should be awarded fees in the amount of \$5,896.01. ECF No. 27.


Accordingly, based on the agreement of the parties, it is hereby ORDERED that attorney fees in the amount of \$5,896.01 shall be awarded to Plaintiff pursuant to EAJA. There are no costs or expenses. The parties agree that attorney fees will be paid to Plaintiff's attorney subject to verification that Plaintiff does not have a debt which qualifies for offset against the awarded fees, pursuant to the Treasury Offset Program as discussed in *Astrue v. Ratliff*, 560 U.S. 586 (2010).

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If Plaintiff has no such debt, then the check shall be made out to Plaintiff's attorney, Bruce W. Brewer, at his address: P.O. Box 421, West Linn, Oregon 97068. If Plaintiff has a debt, then the check for any remaining funds after offset of the debt shall be made out to Plaintiff and mailed to Plaintiff's attorney's office at the address stated above.

IT IS SO ORDERED.

DATED this 30 day of OCTOBER, 2017.


Malcolm F. Marsh
United States District Judge