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8 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 FILICIA ROOT,

11 Plaintiff,

12 v.

13 MICHAEL J. ASTRUE, Commissioner of
the Social Security Administration,

14 Defendant.
15

CASE NO. 11-cv-05713 JRC

ORDER ON STIPULATION FOR
EQUAL ACCESS TO JUSTICE ACT
FEES AND EXPENSES


16 This Court has jurisdiction pursuant to 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and Local
17 Magistrate Judge Rule MJR 13 (*see also* Notice of Initial Assignment to a U.S. Magistrate Judge
18 and Consent Form, ECF No. 4; Consent to Proceed Before a United States Magistrate Judge,
19 ECF No. 6). This matter is before the Court on plaintiff's Stipulated Motion for Equal Access to
20 Justice Act Fees and Expenses (*see* ECF No. 29).

21 Based on the Equal Access to Justice Act, 28 U.S.C. § 2412, (hereinafter "EAJA"), the
22 Stipulation of the parties (*see* ECF No. 29), and attorney Declaration and time and expense
23 itemizations (ECF No. 30, with attachments 1 and 2), it is hereby ORDERED that EAJA
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1 attorney's fees of \$4,082.08 and expenses in the amount of \$17.37, shall be awarded to plaintiff
2 pursuant to the EAJA and consistent with *Astrue v. Ratliff*, 130 S.Ct. 2521, 2524, 2010 U.S.
3 LEXIS 4763 at ***6-***7 (2010).

4 If it is determined that plaintiff's EAJA fees are not subject to any offset allowed under
5 the Department of the Treasury's Offset Program, then the check for EAJA fees shall be made
6 payable to Stephen A. Maddox, based on plaintiff's assignment of these amounts to plaintiff's
7 attorney (*see* Plaintiff's Declaration Regarding Net Worth and Payment of EAJA Fees, ECF No.
8 8). The same procedure applies for any remainder following any offset. Any check for EAJA
9 fees shall be mailed to plaintiff's counsel, Stephen A. Maddox, at 410-A South Capitol Way,
10 Olympia, Washington 98501.

11 Dated this 1st day of November, 2012.

12 
13 J. Richard Creatura
14 United States Magistrate Judge