

**UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF
CALIFORNIA**

Kevin Carey v. Frank Bisignano

No. 2:24-cv-05609-SK, United States District Court for the Central District of California (December 22, 2025)

SUMMARY

The United States District Court for the Central District of California granted Plaintiff Kevin Carey's joint motion for attorney's fees under the Equal Access to Justice Act. The court awarded \$9,500.00, subject to the Treasury Offset Program and potentially payable to Plaintiff's counsel if the statutory conditions are satisfied.

OPINION

1 UNITED STATES DISTRICT COURT 2 CENTRAL DISTRICT OF CALIFORNIA 3 4 KEVIN
CAREY, Case No. 2:24-cv-05609-SK 5 Plaintiff, ORDER AWARDING EAJA FEES 6 vs. 7 8
FRANK BISIGNANO, Commissioner of Social Security, 9 10 Defendant. 11 12 13 WHEREAS
The Plaintiff has filed a joint motion for seeking an award of 14 attorney's fees pursuant to the
Equal Access to Justice Act; it is hereby 15 ORDERED that the Plaintiff's joint motion for
attorney's fees is GRANTED 16 17 and Plaintiff is awarded \$9,500.00 in attorney's fees.

18 Under *Astrue v. Ratliff*, 130 S. Ct. 2521, 2528-29 (2010), EAJA fees belong 19 to Plaintiff and
are subject to offset under the Treasury Offset Program, 31 U.S.C. § 20 21 3716(c)(3)(B). If, after
receiving the Court's EAJA fee order, the Commissioner 22 determines that Plaintiff has assigned
the right to EAJA fees to counsel and Plaintiff 23 does not owe a debt that is subject to offset
under the Treasury Offset Program, then 24 25 EAJA fees may be made payable to Plaintiff's
counsel, KONOSKI & PARTNERS, 26 P.C., by either electronic funds transfer or check.

If Plaintiff owes a debt under the 27 1 || Treasury Offset Program, any remaining EAJA fees after
offset will be made by 2 || check payable to Plaintiff. 3: IT IS ORDERED this 22nd __ day of
December, 2025. Steve Kim, U.S. Magistrate Judge 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23
24 25 26 27 ORDER Page 2 [2:24-cv-05609-SK]