

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON

Michael Stuart Thompson v. Commissioner of Social Security

Thompson · No. 6:24-cv-02167-JR · Decided June 10, 2026

SUMMARY

The United States District Court for the District of Oregon awarded Plaintiff Michael Stuart Thompson \$5,186.43 in attorney fees under the Equal Access to Justice Act, 28 U.S.C. § 2412. The order directs payment to Plaintiff’s attorney, subject to verification of any qualifying federal debt and potential offset under the Treasury Offset Program.

CASE DETAILS

COURT	United States District Court for the District of Oregon
WRITING FOR THE COURT	Jolie A. Russo
JURISDICTION	United States District Court for the District of Oregon
DECIDED	June 10, 2026
DOCKET	6:24-cv-02167-JR
DISPOSITION	other
PROCEDURAL POSTURE	Order awarding attorney fees to Plaintiff under the Equal Access to Justice Act in a Social Security action.
PRECEDENTIAL VALUE	Unknown; district court fee order with no reported citation.
PARTIES	Michael Stuart Thompson v. Commissioner of Social Security

TOPICS

- attorney fees
- administrative law
- remedies
- civil procedure

PRACTICE AREAS

- Social Security
- administrative law
- attorney fees
- debt offset

QUESTIONS PRESENTED

- Whether Plaintiff should receive an award of attorney fees under the Equal Access to Justice Act.
- Whether the awarded fees should be paid to Plaintiff's attorney subject to verification and possible offset under the Treasury Offset Program.

HOLDINGS

1. Plaintiff is entitled to an award of \$5,186.43 in attorney fees pursuant to the Equal Access to Justice Act.
2. The fee award will be paid to Plaintiff's attorney only after verification that Plaintiff has no debt qualifying for offset; if Plaintiff has such a debt, any remaining funds after offset will be payable to Plaintiff.

KEY QUOTATIONS

"It is hereby ORDERED that attorney fees in the amount of \$5,186.43 shall be awarded to Plaintiff pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412."

FACTUAL BACKGROUND

Plaintiff was awarded attorney fees in the amount of \$5,186.43 pursuant to the Equal Access to Justice Act. The court directed that payment to Plaintiff's attorney was contingent on verification that Plaintiff had no debt qualifying for offset under the Treasury Offset Program. If a qualifying debt existed, any remaining funds after offset were to be made payable to Plaintiff.

PROCEDURAL HISTORY

The opinion is an order resolving an application or request for attorney fees after Plaintiff's Social Security litigation. The court awarded \$5,186.43 under the Equal Access to Justice Act and specified how the fees would be paid depending on whether Plaintiff had a qualifying debt subject to offset.

DISPOSITION

other

CASES CITED

- Astrue v. Ratliff, 130 S. Ct. 2521 (2010)

OPINION

UNITED STATES DISTRICT COURT DISTRICT OF OREGON MICHAEL STUART THOMPSON, 6:24-cv-02167-JR Plaintiff, vs. ORDER COMMISSIONER OF SOCIAL SECURITY, Defendant. It is hereby ORDERED that attorney fees in the amount of \$5,186.43 shall be awarded to Plaintiff pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412. Attorney fees will be paid to Plaintiff's attorney, dependent upon verification that Plaintiff has no debt which qualifies for offset against the awarded fees, pursuant to the Treasury Offset Program as discussed in Astrue v. Ratliff, 130 S.Ct.

2521 (2010). If Plaintiff has no such debt, then the fees shall be delivered via electronic funds transfer or by check made out to Plaintiff's attorney Kevin Kerr, and mailed to Plaintiff's attorney's office¹ as follows: NW Disability benefits, LLC dba Kerr Robichaux & Carroll (TID

85- 3999428), P.O. Box 14490, Portland, OR 97293. If Plaintiff has a debt, then any remaining funds after offset of the debt shall be made payable to Plaintiff and sent via electronic funds transfer or by check mailed to Plaintiff's attorney's office at the address stated above.

DATED this 10th day of June, 2026. /s/ Jolie A. Russo Jolie A. Russo United States Magistrate Judge 1 Formerly known as Schneider Kerr & Robichaux. Submitted by: Kevin Kerr, OSB #080934 kevin.kerr@GetSSD.com Kerr Robichaux & Carroll PO Box 14490 Portland, Oregon 97293 Phone: 503-255-9092 Fax: 503-255-9145 Attorney for Plaintiff