

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA

Danielle Derden v. Commissioner of Social Security

No. 24-cv-7987-JST (N.D. Cal. June 26, 2025) · No. 24-cv-7987-JST · Decided June 26, 2025

SUMMARY

This document is a stipulation and proposed order resolving Plaintiff Danielle Derden’s request for attorney fees under the Equal Access to Justice Act in a Social Security action. The court approved an award of \$7,000, subject to the Treasury Offset Program and payment conditions described in the stipulation.

CASE DETAILS

COURT	United States District Court for the Northern District of California
WRITING FOR THE COURT	Jon S. Tigar
DECIDED	June 26, 2025
DOCKET	24-cv-7987-JST
DISPOSITION	approved
PROCEDURAL POSTURE	The parties submitted a stipulation requesting approval of a \$7,000 award of attorney fees to Plaintiff under the Equal Access to Justice Act.
PRECEDENTIAL VALUE	nonprecedential

TOPICS

- attorney fees
- administrative law
- civil procedure

PRACTICE AREAS

- Social Security
- Administrative Law
- Attorney Fees

QUESTIONS PRESENTED

- Whether the court should approve the parties' stipulated \$7,000 award of attorney fees under the Equal Access to Justice Act.
- Whether the EAJA award should be paid to Plaintiff, subject to Treasury Offset Program requirements and the payment arrangements specified in the stipulation.

HOLDINGS

1. The court approved and ordered an EAJA attorney-fee award of \$7,000.
2. The \$7,000 EAJA award is subject to offset under the Treasury Offset Program and must be paid in the manner outlined in the parties' stipulation.

KEY QUOTATIONS

“PURSUANT TO STIPULATION, EQUAL ACCESS TO JUSTICE (EAJA) ATTORNEY FEES ARE ORDERED IN THE AMOUNT OF SEVEN THOUSAND DOLLARS (\$7,000), SUBJECT TO OFFSET UNDER THE TREASURY OFFSET PROGRAM, AND SHALL BE PAID IN THE MANNER OUTLINED IN THE PARTIES’ STIPULATION.” (Order at 3)

FACTUAL BACKGROUND

Plaintiff was the prevailing party in the underlying Social Security action and sought attorney fees under the Equal Access to Justice Act. The parties stipulated to an award of \$7,000, with payment subject to any applicable Treasury Offset Program debt and the conditions governing payment to Plaintiff's attorney.

PROCEDURAL HISTORY

After Plaintiff prevailed in the civil action, the parties agreed to compromise Plaintiff's request for EAJA attorney fees and expenses. The district court approved the stipulation and ordered the \$7,000 award, subject to the Treasury Offset Program and payable as described in the stipulation.

DISPOSITION

approved

CASES CITED

- Astrue v. Ratliff, 130 S. Ct. 2521, 2528-29 (2010)