

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

**Francisco Valencia v. Frank Bisignano, Commissioner of the Social
Security Administration**

Valencia · No. 2:24-cv-2847-JDP · Decided May 28, 2025

SUMMARY

The parties stipulate to an award of \$7,500 in attorney fees and expenses to Plaintiff Francisco Valencia under the Equal Access to Justice Act, 28 U.S.C. § 2412(d), in a Social Security action. The United States District Court for the Eastern District of California approved the stipulation on May 28, 2025, subject to Treasury offset procedures and the stated assignment terms.

OPINION

1 Jared Walker (SB#269029) P.O. Box 1777 2 Orangevale, CA 95662 T: (916) 476-5044 3 F:
(916) 476-5064 jared@jwalker.law 4 5 Attorney for Plaintiff, FRANCISCO VALENCIA 6 7 IN
THE UNITED STATES DISTRICT COURT 8 EASTERN DISTRICT OF CALIFORNIA 9
FRANCISCO VALENCIA, Case No.: 2:24-cv-2847-JDP 10 Plaintiff, STIPULATION AND
PROPOSED ORDER 11 v. FOR THE AWARD OF ATTORNEY FEES PURSUANT TO THE
EQUAL ACCESS TO 12 FRANK BISIGNANO, JUSTICE ACT, 28 U.S.C. § 2412
Commissioner of the Social Security 13 Administration, 14 Defendant.

15 16 IT IS HEREBY STIPULATED by and between the parties through their undersigned 17
counsel, subject to the approval of the Court, that Plaintiff be awarded attorney fees and expenses
18 in the above-entitled action in the amount of \$7,500.00 under the Equal Access to Justice Act
19 (EAJA), 28 U.S.C. § 2412(d). This amount represents compensation for all legal services and
20 expenses incurred on behalf of Plaintiff by counsel in connection with this civil action.

21 Upon the Court's issuance of an order granting EAJA fees to Plaintiff, the government will 22
determine the issue of Plaintiff's assignment of EAJA fees to Plaintiff's attorney. Pursuant to
Astrue 23 v. Ratliff, 560 U.S. 586, 597-598 (2010), the ability to honor the assignment will
depend on if the 24 fees are subject to any offset allowed under the United States Department of
the Treasury's Offset 25 Program.

After the order for EAJA fees is entered, the government will promptly determine whether 26 they
are subject to any offset. 27 Fees shall be made payable to Plaintiff, but if the Department of the
Treasury determines 28 that Plaintiff does not owe a federal debt, then the government will cause

the payment of fees to be 1 made directly to Plaintiff's attorney, LAW OFFICE OF JARED T. WALKER, P.C., pursuant to the 2 assignment executed by Plaintiff.

Any payments made to Plaintiff will be delivered to JARED T. 3 WALKER. 4 This stipulation constitutes a settlement of Plaintiff's request for EAJA attorney fees and 5 does not constitute an admission of liability on the part of defendant under the EAJA or otherwise. 6 Payment of the agreed amount will constitute a complete release from, and bar to, any and all claims 7 that Plaintiff and/or Plaintiff's attorney, including LAW OFFICE OF JARED T. WALKER, P.C., 8 may have relating to EAJA attorney fees in connection with this action.

9 This award is without prejudice to the rights of Plaintiff's counsel to seek Social Security 10 attorney fees under 42 U.S.C. § 406(b), subject to the savings clause provisions of the EAJA. 11 Dated: May 27, 2025 Respectfully submitted, 12 /s/ Jared Walker JARED WALKER, 13 Attorney for Plaintiff 14 SO STIPULATED: 15 MICHELE BECKWITH Acting United States Attorney 16 17 18 By: /s/ *Erin Jurrens ERIN JURRENS 19 (*authorized by e-mail on 5/27/2025) Special Assistant United States Attorney 20 Attorneys for Defendant 21 22 23 24 25 26 27 28 1 ORDER 2 Based upon the parties' Stipulation for Award of Attorney Fees pursuant to the Equal Access 3 || to Justice Act (EAJA), 4 IT IS ORDERED that Plaintiff is awarded \$7,500.00 in fees and expenses under 28 U.S.C. § 5 2412(d), inclusive of all amounts claimed, subject to and in accordance with the terms of the parties' 6 || foregoing Stipulation.

7 8 IT IS SO ORDERED. 9 (q oy — Dated: _ May 28, 2025 ow—— 10 JEREMY D,. PETERSON UNITED STATES MAGISTRATE JUDGE 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 □□□ CTIDIT ATIARN ANTI DDADAGCENADRED UAD