

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.

CASE DETAILS

COURT	United States District Court for the Eastern District of California
WRITING FOR THE COURT	Jeremy D. Peterson
JURISDICTION	United States District Court for the Eastern District of California
DECIDED	May 28, 2025
DOCKET	2:24-cv-2847-JDP
DISPOSITION	approved
PROCEDURAL POSTURE	The parties submitted a stipulation and proposed order resolving Plaintiff's request for attorney fees and expenses under the Equal Access to Justice Act. The court approved the stipulation and entered an award.
PRECEDENTIAL VALUE	nonprecedential
PARTIES	Francisco Valencia v. Frank Bisignano, Commissioner of the Social Security Administration

TOPICS

- attorney fees
- remedies
- civil procedure

PRACTICE AREAS

- Social Security
- Administrative law
- Attorney fees

QUESTIONS PRESENTED

1. Whether the court should approve the parties' stipulation and award Plaintiff \$7,500 in attorney fees and expenses under the Equal Access to Justice Act.

HOLDINGS

1. The court approved the parties' stipulation and awarded Plaintiff \$7,500 in fees and expenses under 28 U.S.C. § 2412(d), subject to and in accordance with the stipulation's terms.

KEY QUOTATIONS

“IT IS ORDERED that Plaintiff is awarded \$7,500.00 in fees and expenses under 28 U.S.C. § 2412(d), inclusive of all amounts claimed, subject to and in accordance with the terms of the parties’ foregoing Stipulation.” (at 2)

FACTUAL BACKGROUND

Francisco Valencia brought a civil action concerning Social Security benefits. The parties resolved Plaintiff's request for EAJA fees and expenses through a stipulation providing for an award of \$7,500. The stipulation addressed payment to Plaintiff, possible Treasury offset, assignment to Plaintiff's attorney, and preservation of counsel's ability to seek fees under 42 U.S.C. § 406(b).

PROCEDURAL HISTORY

After the underlying Social Security civil action, Plaintiff sought attorney fees and expenses under the EAJA. The parties stipulated to an award of \$7,500, subject to the government's determination regarding any federal-debt offset and the terms of the stipulation. The court approved the stipulated award on May 28, 2025.

DISPOSITION

approved

CASES CITED

- Astrue v. Ratliff, 560 U.S. 586, 597-598 (2010)