

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON,
EUGENE DIVISION

Jeremy Little v. Commissioner, Social Security Administration

Jeremy Little v. Commissioner, Social Security Administration · No. 6:25-CV-00737-AB · Decided February 26, 2026

SUMMARY

The United States District Court for the District of Oregon awards Jeremy Little \$8,325.00 in attorney fees under the Equal Access to Justice Act. The order explains that the fees belong to the plaintiff and may be subject to offset under the Treasury Offset Program, with payment to the attorney permitted if specified conditions are satisfied.

CASE DETAILS

COURT	United States District Court for the District of Oregon, Eugene Division
WRITING FOR THE COURT	Amy M. Baggio
JURISDICTION	United States District Court for the District of Oregon, Eugene Division
DECIDED	February 26, 2026
DOCKET	6:25-CV-00737-AB
DISPOSITION	other
PROCEDURAL POSTURE	The court considered the parties' stipulated motion for attorney fees under the Equal Access to Justice Act following litigation concerning the Commissioner's Social Security decision.
PRECEDENTIAL VALUE	Nonprecedential district court order

TOPICS

- attorney fees
- administrative law
- civil procedure

PRACTICE AREAS

- administrative law
- attorney fees
- Social Security

QUESTIONS PRESENTED

- Whether the plaintiff should receive an award of attorney fees under the Equal Access to Justice Act.

2. Whether EAJA fees belong to the plaintiff and are subject to offset under the Treasury Offset Program, and under what circumstances the fees may be made payable to the plaintiff's attorney.

HOLDINGS

1. The plaintiff is awarded \$8,325.00 in attorney fees under the Equal Access to Justice Act pursuant to the parties' stipulated motion.
2. EAJA fees awarded by the court belong to the plaintiff, are subject to offset under the Treasury Offset Program, and may be made payable to the plaintiff's attorney only if the Commissioner verifies that the plaintiff assigned the fees, owes no offsettable debt, and agrees to waive the Anti-Assignment Act requirements.

KEY QUOTATIONS

“Plaintiff is hereby awarded \$8,325.00 in fees under the EAJA.”

“EAJA fees awarded by this Court belong to the Plaintiff and are subject to offset under the Treasury Offset Program”

FACTUAL BACKGROUND

The opinion provides little substantive factual detail about the underlying Social Security dispute. The parties submitted a stipulated motion seeking attorney fees under the Equal Access to Justice Act. The court awarded the plaintiff \$8,325.00 and addressed ownership, offset, and potential payment of those fees to plaintiff's attorney.

PROCEDURAL HISTORY

The plaintiff brought an action against the Commissioner of Social Security in the District of Oregon. The parties stipulated to an award of attorney fees under the EAJA, and the court granted the stipulated motion and entered an order awarding \$8,325.00.

DISPOSITION

other

CASES CITED

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

OPINION

Little

PER CURIAM.

Rory J. Linerud, OSB # 970061 Rory@LinerudLawFirm; rorylinrud@hotmail.com Linerud Law Firm PO Box 5734 Salem, OR 97304 Phone: (971) 218-6954 Attorney for Plaintiff

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

EUGENE DIVISION

JEREMY LITTLE,)

) Plaintiff,)) v.) CIVIL No. 6:25-CV-00737-AB)

COMMISSIONER, SOCIAL) ORDER AWARDING FEES

SECURITY ADMINISTRATION,) PURSUANT TO THE EQUAL

) ACCESS TO JUSTICE ACT

) Defendant.) For the reasons set forth in the parties' stipulated motion for attorney fees under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412, et seq., and good cause shown, IT IS HEREBY ORDERED AS FOLLOWS: Plaintiff is hereby awarded \$8,325.00 in fees under the EAJA. Under *Astrue v. Ratliff*, 130 S. Ct. 2521, 2528-29 (2010), EAJA fees awarded by this Court belong to the Plaintiff and are subject to offset under the Treasury Offset Program (31 U.S.C. § 3716(c)(3)(B) (2006)). Any EAJA fees should therefore be awarded to Plaintiff and not to Plaintiff's attorney. If, after receiving the Court's EAJA fee order, the Commissioner (1) determines that Plaintiff has assigned his right to EAJA fees to his attorney; (2) determines that Plaintiff does not owe a debt that is subject to offset under the Treasury Offset Program, and (3) agrees to waive the requirements of the Anti-Assignment Act, then the EAJA fees will be made payable to Plaintiff's attorney. However, if there is a debt owed under the Treasury Offset Program, the Commissioner cannot agree to waive the requirements of the Anti-Assignment Act, and the remaining EAJA fees after offset will be paid by a check or electronic fund transfer (EFT) made out to Plaintiff but delivered to Plaintiff's attorney. IT IS SO ORDERED. DATED this _26th day of _ February __, 2026.

HONORABLE AMY M. BAGGIO

UNITED STATES DISTRICT COURT JUDGE

Presented by: /s/ Rory J. Linerud

RORY J. LINERUD

Oregon State Bar #970061 Attorney for Plaintiff Linerud Law Firm PO Box 5734 Salem, OR 97304 Phone: (971)218-6954 Email: Rory@LinerudLawFirm.com Fax: (503)877-6691

ORDER - EAJA FEES