

FILED

MAX E. SILVER,

Plaintiff

v.

MICHAEL J. ASTRUE,¹
Commissioner of
Social Security

Defendant.

JUL 3 - 2007

U.S. DISTRICT COURT
CLARKSBURG, WV 26301

CIVIL ACTION NO. 1:06-CV-70

JUDGE MAXWELL

STIPULATION FOR PAYMENT OF ATTORNEY FEES

The parties in the above-captioned action, through counsel, agree and stipulate that the Defendant shall pay to Plaintiff's attorney, Michael Miskowiec, Esquire, the total sum of Two Thousand One Hundred Dollars (\$2,100.00) in attorney fees under the Equal Access to Justice Act, 28 U.S.C. § 2412, Twenty-Three Dollars and Seventy-Two Cents (\$23.72) in expenses and Three Hundred and Fifty Dollars (\$350.00) in costs.

Respectfully Submitted,

SHARON L. POTTER
UNITED STATES ATTORNEY



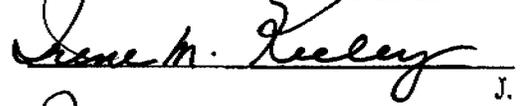
MICHAEL MISKOWIEC, ESQUIRE
P.O. Box 247
Charleston, West Virginia 25330

COUNSEL FOR PLAINTIFF

By: 

HELEN CAMPBELL ALTMEYER
ASSISTANT UNITED STATES ATTORNEY

COUNSEL FOR DEFENDANT
APPROVED AND SO ORDERED:



July 3, 2007
Date

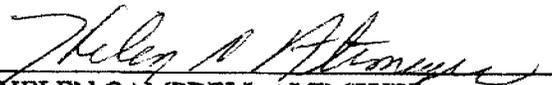
¹ Michael J. Astrue became the Commissioner of Social Security on February 12, 2007, to succeed Jo Anne B. Barnhart. Under Fed. R. Civ. P. 25(d)(1) and 42 U.S.C. § 405(g), Michael J. Astrue is automatically substituted as the defendant in this action.

CERTIFICATE OF SERVICE

I hereby certify that I have this 21 day of July, 2007, electronically filed the foregoing Government's Stipulation for Payment of Attorney Fees with the Clerk of the Court using the CM/ECF system and mailed a copy to Plaintiff's counsel at the following address:

Michael Miskowiec, Esquire
P.O. Box 2951
Charleston, WV 25330

By:


HELEN CAMPBELL ALTMAYER
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