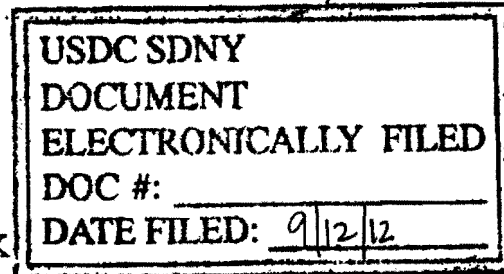


STEIN, J



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X
 RYAN CLARK, JOY JORDAN, RAYMOND :
 GIANGRASSO, TONY GONZALES, JOHNNY :
 L. HEATHERMAN, and MONELL WHITE, :
 individually on behalf of themselves, and on :
 behalf of all those similarly situated :

06 Civ. 15521 (SHS)

STIPULATION AND ORDER

Plaintiffs, :

v. :

MICHAEL J. ASTRUE, Commissioner of the :
 Social Security Administration, in his official :
 capacity, :

Defendant. :

----- X

WHEREAS on December 28, 2006, plaintiffs filed this putative class action challenging the Commissioner's practice of suspending or denying Social Security benefits based on the issuance of a warrant for a violation of probation or parole;

WHEREAS on September 22, 2008, this Court granted defendant's motion for summary judgment, and judgment was entered on September 23, 2008, and plaintiffs then appealed the Court's judgment;

WHEREAS the Court of Appeals for the Second Circuit reversed and remanded this Court's judgment on March 19, 2010, finding that the Social Security Administration's practice of treating a warrant as evidence that a benefit recipient is violating a condition of probation or parole was inconsistent with the plain meaning of the Social Security Act;

WHEREAS on March 18, 2011, this Court granted plaintiffs' motion to certify a class, and later modified the class definition by order dated December 2, 2011;

WHEREAS on April 13, 2012, this Court so-ordered the parties' proposed order of relief and the plan for implementing relief to the subject class;

WHEREAS on May 14, 2012, plaintiffs moved for attorney's fees and expenses pursuant to the Equal Access to Justice Act, 28 U.S.C. 2412, and an award of costs under 28 U.S.C. § 1920 in connection with this action; and,

WHEREAS the parties wish to avoid further litigation and have agreed on a resolution of the claims relating to attorney's fees and expenses and costs;

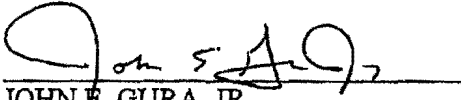
IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for the parties, that defendant shall pay to the undersigned plaintiffs' counsel Five Hundred Ninety-Five Thousand, Two Hundred Sixty-Two Dollars and Seventy-Nine Cents (\$595,262.79) in attorney's fees and expenses pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412, and plaintiffs' counsel will be paid Twenty-Four Thousand Seven Hundred Thirty-Seven Dollars and Twenty-One Cents (\$24,737.21) in costs pursuant to 28 U.S.C. § 1920, in full satisfaction of any and all claims for attorney's fees, expenses and costs in connection with this action.

This action is deemed closed, without prejudice to future applications pursuant to ¶ 7.1 of the Court's April 13, 2012 order of class relief.

Plaintiffs and their counsel and defendant understand and agree that this Stipulation and Order contains the entire agreement between them and that no statements, representations, promises, agreements or negotiations, oral or otherwise, between the parties or their counsel that are not included herein shall be of any force or effect.


Dated: New York, New York
August 31, 2012

PREET BHARARA
United States Attorney for the
Southern District of New York
Attorney for Defendant

By: 
JOHN E. GURA, JR.
Assistant United States Attorney
86 Chambers Street, Third Floor
New York, New York 10007
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Facsimile No. (212) 637-2750
E-mail: john.gura@usdoj.gov

Dated: New York, New York
August 29, 2012

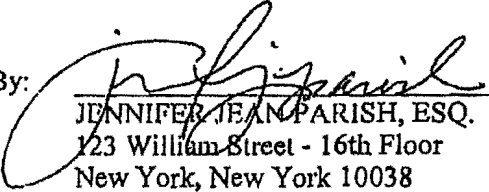
PROSKAUER ROSE LLP
Attorneys for Plaintiffs

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Dated: New York, New York
August 27, 2012

URBAN JUSTICE CENTER
Attorneys for Plaintiffs


By:


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New York, New York 10038
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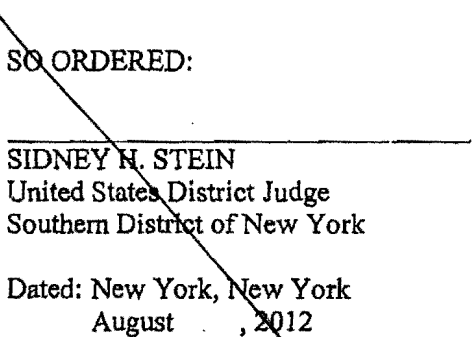
Dated: Los Angeles, California
August , 2012

NATIONAL SENIOR CITIZENS LAW CENTER
Attorneys for Plaintiffs

By:


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3701 Wilshire Boulevard - Suite 750
Los Angeles, California 90010
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Facsimile No.: (213) 368-0774
E-Mail: gmcintyre@nslc.org

SO ORDERED:


SIDNEY H. STEIN
United States District Judge
Southern District of New York

Dated: New York, New York
August , 2012

URBAN JUSTICE CENTER
Attorneys for Plaintiffs

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E-Mail: jparish@urbanjustice.org

Dated: Los Angeles, California
August 29, 2012

NATIONAL SENIOR CITIZENS LAW CENTER
Attorneys for Plaintiffs

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As set forth on p. 2 of Plt's Memo in Support of Motion for fees and costs (Oct 88),
Pursuant shall donate all recovered fees to
the Urban Justice Center and the Nat'l Senior
Citizens Law Center. All counsel have the
appreciation of the Court for their
skillful advocacy during this
litigation.

SO ORDERED.
Sidney H. Stein
SIDNEY H. STEIN
United States District Judge
Southern District of New York

Dated: New York, New York
~~August~~, 2012
Sept. 12, 2012