

**FORM 5
EAJA FORM**

**APPLICATION
FOR FEES AND OTHER EXPENSES UNDER THE EQUAL ACCESS TO JUSTICE ACT
Title 28 U.S.C. §2412(d), Title II of Public Law 96-481, 94 STAT 2325**

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|---|---------------|---------------|
| 1. COURT United States Court of Federal Claims | 2. DATE FILED | 3. DOCKET NO. |
|---|---------------|---------------|

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| 4. NAME OF APPLICANT (One per form) | 5. GOVERNMENT AGENCY INVOLVED IN CLAIM (Use agency code on reverse side) |
|-------------------------------------|---|

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|--|---|-------------------------------|----------------|
| 6. NATURE OF APPLICATION A. <input type="checkbox"/> Original application under 28 U.S.C. §2412(d)(1)(A) after judgment in civil action against U.S. B. <input type="checkbox"/> Appeal of fees and expenses awarded by Lower Court (If Item 6B is checked go to Item 7.) C. <input type="checkbox"/> Original application under 28 U.S.C. §2412(d)(3) after review of agency decision. D. <input type="checkbox"/> Petition for leave to appeal an administrative agency fee determination under 5 U.S.C. §504(c)(2). | 7. APPEAL FROM: <input type="checkbox"/> DISTRICT COURT <input type="checkbox"/> BANKRUPTCY COURT <input type="checkbox"/> OTHER: _____ <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%; padding: 5px;">7A. DATE FILED IN LOWER COURT</td> <td style="width:50%; padding: 5px;">7B. DOCKET NO.</td> </tr> </table> | 7A. DATE FILED IN LOWER COURT | 7B. DOCKET NO. |
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| 8. ADMINISTRATIVE AGENCY DOCKET NO. | 9. DATE FILED IN ADMINISTRATIVE AGENCY |
|-------------------------------------|--|

10. SHOWING OF "PREVAILING PARTY" STATUS (28 U.S.C. §2412(d)(1)(B)):

Is agency order, court order, or other relevant document attached? YES NO

11. SHOWING OF ELIGIBILITY (28 U.S.C. §2412(d)(2)(B)):

Is net worth information attached? YES NO

12. ENTER ALLEGATION THAT GOVERNMENT POSITION WAS NOT SUBSTANTIALLY JUSTIFIED (28 U.S.C. §2412(d)(1)(B)):

13. FOR EACH AMOUNT CLAIMED, PLEASE ATTACH ITEMIZATION INDICATING SERVICE PROVIDED, DATE, HOURS, AND RATE (28 U.S.C. §2412(d)(2)(A)):

| AMOUNT CLAIMED | |
|--------------------------------------|----------|
| A. ATTORNEY FEES..... | \$ _____ |
| B. STUDY..... | \$ _____ |
| C. ANALYSIS..... | \$ _____ |
| D. ENGINEERING REPORT..... | \$ _____ |
| E. TEST..... | \$ _____ |
| F. PROJECT..... | \$ _____ |
| G. EXPERT WITNESS FEES..... | \$ _____ |
| H. OTHER FEES AND EXPENSES - SPECIFY | |
| (1) _____ | \$ _____ |
| (2) _____ | \$ _____ |
| (3) _____ | \$ _____ |
| I. TOTAL FEES AND EXPENSES..... | \$ _____ |

| | |
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| 14. SIGNATURE | 15. DATE |
|---------------|----------|

NOTE: THIS FORM SHOULD ACCOMPANY YOUR CLAIM WHEN FILED WITH THE CLERK OF COURT