

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

LUIS A. ROSADO PADILLA,

Plaintiff,

v.

Case No: 6:23-cv-2067-RBD-LHP

COMMISSIONER OF SOCIAL
SECURITY,

Defendant

ORDER

This cause came on for consideration without oral argument on the following motion filed herein:

**MOTION: PLAINTIFF'S MOTION FOR ATTORNEY FEES
UNDER THE EQUAL ACCESS TO JUSTICE ACT
(Doc. No. 29)**

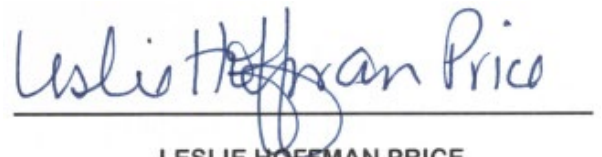
FILED: July 3, 2024

**THEREON it is ORDERED that the motion is DENIED without
prejudice.**

Plaintiff moves for an award of attorney's fees pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412(d). Doc. No. 29. According to the Local Rule 3.01(g) certification, Plaintiff attempted to confer with the Commissioner, but did

not receive a response. *Id.* at 21. However, Plaintiff has not supplemented the motion pursuant to Local Rule 3.01(g)(3). See Local Rule 3.01(g)(3) (providing that if the opposing party is unavailable for a conference prior to filing a motion, the movant must diligently attempt contact for three days, and upon contact or expiration of the three-day period, the movant must file a supplement to the motion, and that failure to supplement can result in the denial of a motion without prejudice). Accordingly, the above-styled motion (Doc. No. 29) is **DENIED without prejudice**. Plaintiff may file a renewed motion within **seven (7) days** of the date of this Order, in full compliance with the Local Rules.

DONE and ORDERED in Orlando, Florida on July 10, 2024.

A handwritten signature in blue ink that reads "Leslie Hoffman Price". The signature is written in a cursive style and is positioned above a horizontal line.

LESLIE HOFFMAN PRICE
UNITED STATES MAGISTRATE JUDGE

Copies furnished to:

Counsel of Record
Unrepresented Parties