

OFFICE OF SPECIAL MASTERS

(Filed: April 29, 2005)

_____)	
SAMUEL KUPERSMITH,)	
)	
Petitioner,)	
)	
v.)	No. 02-0221V
)	DO NOT PUBLISH
SECRETARY OF)	
HEALTH AND HUMAN SERVICES,)	
)	
Respondent.)	
_____)	

DECISION DIRECTING ENTRY OF JUDGMENT¹

The parties filed a stipulation on April 29, 2005. The special master has reviewed thoroughly the stipulation. He adopts completely the stipulation. Therefore, in the absence of a motion for review filed under RCFC Appendix B, the clerk of court shall enter judgment in petitioner’s favor.²

The judgment shall provide specifically:

Pursuant to the special master’s Decision Directing Entry of Judgment, filed April 29, 2005, it was held that petitioner is entitled to an award as described therein.

IT IS ORDERED AND ADJUDGED, this date, that petitioner is awarded compensation as follows:

¹ As provided by Vaccine Rule 18(b), each party has 14 days within which to request redaction “of any information furnished by that party (1) that is trade secret or commercial or financial information and is privileged or confidential, or (2) that are medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of privacy.” Vaccine Rule 18(b). Otherwise, “the entire decision” will be available to the public. *Id.*

² Under Vaccine Rule 11(a), the parties may expedite entry of judgment by filing a joint notice renouncing the right to seek review. Then, under Vaccine Rule 12(a), petitioner may expedite payment by filing an election to accept the judgment.

1. A lump sum of \$22,691.90 in the form of a check payable to petitioner. This amount represents \$22,500.00 in compensation for Samuel Kupersmith's lost earnings, past and future pain and suffering, and past and future unreimbursable vaccine-related medical expenses; and, in compliance with General Order #9, \$191.90 in out-of-pocket expenses incurred by petitioner in proceeding on the petition.
2. A lump sum of \$27,674.90 in the form of a check payable jointly to petitioner and petitioner's attorney of record, Ronald C. Homer, Esq. This amount represents compensation for reasonable attorneys' fees and costs. Mr. Homer may collect \$27,674.90 from petitioner.

The clerk of court shall send petitioner's copy of this decision to petitioner by overnight express delivery.

John F. Edwards
Special Master