

In the United States Court of Federal Claims
OFFICE OF SPECIAL MASTERS

No. 01-499V
(E-Filed: March 23, 2011)

LOUONIA DENIECE HARRIS,)	
Administratrix of the Estate of TAMBRA)	TO BE PUBLISHED
HARRIS,)	
)	Stipulated Damages; Hepatitis B
Petitioner,)	Vaccine; Alleged Injuries
)	Include Systemic Lupus
v.)	Erythematosus (SLE)
)	
SECRETARY OF THE DEPARTMENT OF)	
HEALTH AND HUMAN SERVICES,)	
)	
Respondent.)	
)	

STIPULATED DAMAGES DECISION¹

On August 29, 2001, Tambra Harris (“petitioner”), filed a petition for compensation alleging that she suffered certain injuries as a result of receiving a vaccination.² Among the injuries petitioner alleged that she had suffered as a result of receiving a hepatitis B vaccination was systemic lupus erythematosus (SLE). She sought an award under the National Vaccine Injury Compensation Program³ (the Act or the

¹ Because this decision contains a reasoned explanation for the undersigned’s action in this case, the undersigned intends to post this decision on the United States Court of Federal Claims’ website, in accordance with the E-Government Act of 2002, Pub. L. No. 107-347, 116 Stat. 2899, 2913 (Dec. 17, 2002). 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 a trade secret or commercial or financial in substance and is privileged or confidential; or (2) that includes medical files or 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 Tambra Harris died on November 9, 2009. Tambra’s mother and Administratrix of her estate, Louvonnia Deniece Harris, was substituted as petitioner, and an amended petition was filed on October 15, 2010.

³ The National Vaccine Injury Compensation Program is set forth in Part 2 of the

Program). 42 U.S.C. §§ 300aa-1 to -34 (2006).

On March 22, 2011, counsel for both parties filed a stipulation, stating that a decision should be entered awarding compensation. The parties stipulated that petitioner shall receive the following compensation:

A lump sum of \$ 475,000.00 in the form of a check payable to petitioner as Administratrix of the Estate of Tambra Harris. This amount represents compensation for all damages that would be available under 42 U.S.C. §300aa-15(a); and

A lump sum payment of \$ 9,914.00 in the form of a check jointly payable to petitioner and the State of Mississippi Division of Medicaid, Attn: Ms. Carolyn Hall Williams, Third Party Liability Unit, 550 High Street, Walter Sillers Building, Suite 1000, Jackson MS 39201, for reimbursement of Mississippi's Medicaid expenses related to Tambra's care.

Stipulation ¶ 8(a) and ¶ 8(b).

The undersigned approves the requested amount for petitioner's compensation. Accordingly, an award should be made in the form of a check payable to petitioner as Administratrix of the Estate of Tambra Harris in the amount of \$ 475,000.00. In addition, an additional award should be made in the form of a check payable jointly to petitioner and the State of Mississippi Division of Medicaid in the amount of \$ 9,914.00. In the absence of a motion for review filed pursuant to RCFC Appendix B, the clerk of the court **SHALL ENTER JUDGMENT** in accordance with the terms of the parties' stipulation.⁴

IT IS SO ORDERED.

s/Patricia E. Campbell-Smith
Patricia E. Campbell-Smith
Special Master.

National Childhood Vaccine Injury Act of 1986, Pub. L. No. 99-660, 100 Stat. 3755, codified as amended, 42 U.S.C. §§ 300aa-1 to -34 (2006) (Vaccine Act or the Act). All citations in this decision to individual sections of the Vaccine Act are to 42 U.S.C. § 300aa.

⁴ Pursuant to Vaccine Rule 11(a), entry of judgment is expedited by the parties' joint filing of notice renouncing the right to seek review.