

In the United States Court of Federal Claims

OFFICE OF SPECIAL MASTERS

(E-Filed: July 14, 2008)

_____)	
JEFF SNYDER,)	
)	
Petitioner,)	
)	
v.)	No. 99-111V
)	
SECRETARY OF THE DEPARTMENT OF)	
HEALTH AND HUMAN SERVICES,)	
)	
Respondent.)	
_____)	

ERRATA

The undersigned's Decision that was published on July 11, 2008, mistakenly reflected an incorrect date of publication. The Decision in this case was filed on July 11, 2008, and the clerk of the court shall correct the filed date to reflect the fact that the Decision was issued and filed on that date.

A corrected copy of the Decision has been attached.

IT IS SO ORDERED.

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

In the United States Court of Federal Claims

OFFICE OF SPECIAL MASTERS

(E-Filed: July 11, 2008)

_____)	
JEFF SNYDER,)	UNPUBLISHED
)	Attorneys' Fees and Costs
Petitioner,)	
)	
v.)	No. 99-111V
)	
SECRETARY OF THE DEPARTMENT OF)	
HEALTH AND HUMAN SERVICES,)	
)	
Respondent.)	
_____)	

Clifford Shoemaker, Vienna, VA, for petitioner.

Ryan Daniel Pyles, Washington, DC, for respondent.

ATTORNEYS' FEES AND COSTS DECISION¹

On March 5, 1999, Jeff Snyder filed a petition pursuant to the National Vaccine Injury Compensation Program² (the Act or the Program), 42 U.S.C. § 300aa-10 et seq. On January 1, 2008, the undersigned issued a Decision finding that petitioner's filed

¹ Vaccine Rule 18(b) states that all of the decisions of the special masters will be made available to the public unless an issued decision contains trade secrets or commercial or financial information that is privileged or confidential, or the decision contains medical or similar information the disclosure of which clearly would constitute an unwarranted invasion of privacy. When a special master files a decision or substantive order with the Clerk of the Court, each party has 14 days within which to identify and move for the redaction of privileged or confidential information before the document's public disclosure.

² Hereinafter, for ease of reference, all "section" references to the Vaccine Injury Compensation Act will be to the pertinent subdivision of 42 U.S.C. § 300aa (2006 ed.).

medical records do not support a finding of entitlement.

On June 13, 2008, petitioner filed an Application for Attorneys' Fees and Costs (Fee App.) requesting a total of \$26,907.41, in attorneys' fees and costs and petitioner's expenses. On July 9, 2008, petitioner's counsel filed a motion to amend his application for Attorneys' Fees and Costs requesting a final award of \$21,517.10 in attorneys' fees and costs and \$482.90 in petitioner's costs. On the same date, respondent's counsel contacted the undersigned's chambers by telephone and indicated that the parties had resolved their differences with respect to the requested attorneys' fees and costs. Petitioner's counsel now indicates that he will accept an award of \$22,000.00 in attorneys' fees and costs and costs borne by petitioner. Respondent indicated that his client will not object to an award of \$22,000.00.

The Vaccine Act permits an award of reasonable attorneys' fees and costs. 42 U.S.C. § 300 aa-15(e). Based on the agreement of the parties, the undersigned **GRANTS** the attorneys' fees and costs as outlined in the response to petitioner's amended application for attorneys' fees and costs filed on July 9, 2008.

The undersigned awards petitioner \$22,000.00 in fees and costs.

Therefore, in the absence of a motion for review filed pursuant to RCFC Appendix B, the clerk of the court **SHALL ENTER JUDGMENT** in petitioner's favor in the amount of \$22,000.00 in attorneys' fees and attorneys' costs and petitioner's costs.³ The judgment shall reflect that the Shoemaker and Associates law firm may collect \$21,517.10 from petitioner. Petitioner may retain \$482.90 for costs borne by petitioner.

IT IS SO ORDERED.

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

³ Pursuant to Vaccine Rule 11(a), entry of judgment is expedited by the parties' joint filing of notice renouncing the right to seek review.