

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

No. 03-798V

Filed: January 19, 2007

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ERNEST J. FISCHER,	*	
	*	
Petitioner,	*	
	*	Attorney's fees and costs.
v.	*	
	*	
SECRETARY OF THE DEPARTMENT	*	
OF HEALTH AND HUMAN SERVICES,	*	
	*	
Respondent.	*	
	*	

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**ATTORNEY'S FEES AND COSTS DECISION<sup>1</sup>**

**GOLKIEWICZ**, Chief Special Master.

Petitioner, Ernest Fischer, filed a Petition for Attorney's Fees and Costs. Petitioner requested a total of \$19,354.50 in attorney's fees and \$1,720.62 in litigation costs, which was supported by the affidavit of his counsel, a detailed billing statement, and a detailed summary of costs. See Petition for Attorney's Fees and Costs ("Petition"), Exhibits A,B, filed Sept. 8, 2006.

In petitioner's Petition, it states that counsel for petitioner sent Exhibit A (counsel's billing statement) to respondent's counsel. Petition at 7. Petitioner's counsel then telephoned respondent's counsel to discuss the fee petition. Respondent's counsel indicated that the government had no opposition to petitioner's fee request. Id.

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<sup>1</sup>The undersigned intends to post this decision on the United States Court of Federal Claims's 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 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.

After reviewing the request, the court awards a total of **\$21,075.12** in attorney's fees and other litigation costs, which shall be made payable jointly to petitioner and his attorney. The Clerk shall enter judgment accordingly.<sup>2</sup>

**IT IS SO ORDERED.**

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Gary J. Golkiewicz  
Chief Special Master

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<sup>2</sup>Pursuant to Vaccine Rule 11(a), the parties can expedite entry of judgment by each party filing a notice renouncing the right to seek review by a United States Court of Federal Claims judge.