

# In the United States Court of Federal Claims

## OFFICE OF SPECIAL MASTERS

No. 02-1316V

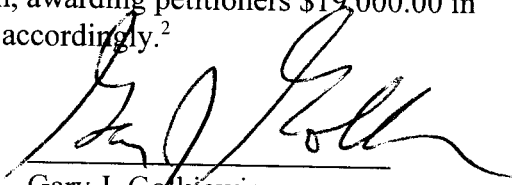
Filed: July 29, 2005

\*\*\*\*\*  
CAROL LAZAR, \*  
\*  
\*  
Petitioner, \*  
\*  
v. \*  
\*  
SECRETARY OF THE DEPARTMENT \*  
OF HEALTH AND HUMAN SERVICES, \*  
\*  
Respondent. \*  
\*\*\*\*\*

### DECISION<sup>1</sup>

On July 25, 2005, the parties to the above-captioned case filed a Stipulation memorializing their agreement as to the appropriate amount of attorney's fees and costs in this case. The court hereby **grants** the parties' said Stipulation, awarding petitioners \$19,000.00 in attorney's fees and costs. The Clerk shall enter judgment accordingly.<sup>2</sup>

**IT IS SO ORDERED.**

  
Gary J. Gorkiewicz  
Chief Special Master

---

<sup>1</sup> 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'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.

<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 Court of Federal Claims judge.

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

OFFICE OF SPECIAL MASTERS

RECEIVED & FILED  
  
JUL 25 2005  
  
OFFICE OF THE CLERK  
U.S. COURT OF FEDERAL CLAIMS

\_\_\_\_\_)  
CAROL LAZAR, )  
 )  
Petitioner, )  
 )  
v. ) 02-1316V  
 ) Chief Special Master  
 ) Golkiewicz  
 )  
SECRETARY OF HEALTH AND HUMAN )  
SERVICES, )  
 )  
Respondent. )  
\_\_\_\_\_)


**STIPULATION OF FACT CONCERNING ATTORNEY'S FEES AND COSTS**

It is hereby stipulated by and between the parties, the following factual matters:


1. Peter J. McNulty is the attorney of record for petitioner, Carol Lazar.
2. The total attorney's fees and costs incurred by petitioners' attorney in this case were \$19,000.00.
3. The parties further stipulate that no costs were incurred by petitioner.
4. The parties now agree that a decision should be entered awarding the attorney's fees and costs described in paragraphs 2 of this Stipulation.

Respectfully submitted,

**ATTORNEY OF RECORD FOR  
PETITIONER:**

  
\_\_\_\_\_  
PETER J. MCNULTY  
McNulty Law Firm  
827 Morgana Drive  
Bel Air, California 90049  
(310) 471-2707

**ATTORNEY OF RECORD FOR  
RESPONDENT:**

  
\_\_\_\_\_  
LINDA S. RENZI  
Senior Trial Counsel  
Torts Branch, Civil Division  
U.S. Department of Justice  
P.O. Box 146  
Benjamin Franklin Station  
Washington, D.C. 20044-0146  
(202) 616-616-4133

Dated: 5/13/05

1 **McNULTY LAW FIRM**  
827 Moraga Drive  
2 Los Angeles, California 90049  
Telephone (310) 471-2707  
3 Fax (310) 472-7014  
4 **Peter J. McNulty, Esq. - State Bar No. 89660**

**RECEIVED & FILED**  
**JUL 25 2005**  
OFFICE OF THE CLERK  
U.S. COURT OF FEDERAL CLAIMS

5  
6 ATTORNEYS FOR PETITIONER

7  
8 **UNITED STATES COURT OF FEDERAL CLAIMS**  
9 **OFFICE OF SPECIAL MASTERS**

10 CAROL LAZAR,  
11 )  
12 ) Petitioner,  
13 )  
14 ) vs.  
15 )  
16 ) SECRETARY OF DEPARTMENT OF  
HEALTH AND HUMAN SERVICES,  
17 )  
18 ) Respondents.  
19 )  
20 )

CASE NO.: 02-1316V  
Special Master French *Dolkin*  
AFFIRMATION OF PETITION OF CAROL  
LAZAR RE COSTS

21 I, Carol Lazar, hereby affirm that I have not personally paid or incurred any costs as part of  
22 the Program proceeding.

23 DATED: May 3, 2005

24 By: *Carol Lazar*  
25 Carol Lazar