

In the United States Court of Federal Claims

OFFICE OF SPECIAL MASTERS

No. 08-0066V

Filed: February 18, 2009

DO NOT PUBLISH

JANIS WALROND,)	
)	
Petitioner,)	Stipulation;
)	Influenza Vaccination
v.)	
)	
SECRETARY OF)	
HEALTH AND HUMAN SERVICES,)	
)	
Respondent.)	

Michael G. McLaren, Black and McLaren, Memphis, TN, for petitioner

Lynn E. Ricciardella, U.S. Department of Justice, Washington, DC, for respondent

DECISION¹

GOLKIEWICZ, Chief Special Master.

On February 3, 2009, the parties to the above captioned case filed a Stipulation memorializing their agreement as to the appropriate amount of compensation in this case. Petitioner, Janis Walrond (Janis) received an influenza (flu) vaccination on November 3, 2005. Petitioner alleged that she sustained shoulder impingement syndrome, and a subsequent supraspinatus tendon tear, as a result of her November 3, 2005 flu vaccination. See Stipulation. Respondent denies that petitioner suffered any injury or sequella of any alleged vaccine-related injury as a result of her flu vaccination. Stipulation at 1. Nonetheless, the parties have agreed informally to resolve this matter.

The court hereby **adopts** the parties' said Stipulation, attached hereto, and awards

¹ 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 that (1) that is a 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.

compensation in the amount and on the terms set forth therein. Specifically, petitioner is awarded a lump sum of \$75,000 in the form of a check payable petitioner. The Clerk of the Court is directed to enter judgment accordingly.²

IT IS SO ORDERED.

s/Gary J. Golkiewicz
Gary J. Golkiewicz
Chief Special Master

² 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.