

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

No. 10-40V

Filed: June 23, 2010

VIRGINIA WILLIAMS,	*	
	*	
Petitioner,	*	Attorneys' fees and costs decision
	*	
v.	*	
	*	
SECRETARY OF THE DEPARTMENT	*	
OF HEALTH AND HUMAN SERVICES,	*	
	*	
Respondent.	*	

Larry G. Michel, Kennedy Berkley Yarnevich & Williamson, Chartered, Salina, KS, for Petitioner.
Ryan D. Pyles, U.S. Department of Justice, Washington, D.C., for Respondent.

ATTORNEY'S FEES AND COSTS DECISION¹

GOLKIEWICZ, Special Master.

On June 22, 2010, the parties filed a Stipulation of Fact Concerning Attorney's Fees and Costs [hereinafter "Stipulation"]. The Stipulation states that petitioner submitted a draft application for fees and costs to respondent, requesting \$8,992.12 in attorneys' fees and costs. Stipulation, ¶ 2. The Stipulation further states, "respondent considers an award of \$8,992.12 in attorneys' fees and costs to be reasonable" See Stipulation, ¶ 3.

In compliance with General Order #9, the Stipulation states "petitioner advanced no monies in reimbursable costs in pursuit of her claim." Stipulation, ¶ 4.

The court hereby awards the petitioner \$8,992.12 in attorney fees and costs. **Specifically,**

¹ 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 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.

petitioner is awarded a lump sum of \$8,992.12 in the form of a check payable jointly to petitioner and petitioner's attorney.

The Clerk of the Court is directed to enter judgment accordingly.²

IT IS SO ORDERED.

Gary J. Golkiewicz
Special Master

²Pursuant 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.

Furthermore, this amount is intended to cover all legal expenses. This award encompasses all charges by the attorney against a client, "advanced costs" as well as fees for legal services rendered. Furthermore, 42 U.S.C.A. §300aa-15(e)(3) prevents an attorney from charging or collecting fees (including costs) which would be in addition to the amount awarded herein. See generally, Beck v. Secretary of the Dept. of Health & Human Servs., 924 F.2d 1029 (Fed. Cir. 1991).