

# In the United States Court of Federal Claims

## OFFICE OF SPECIAL MASTERS

No. 03-1319V

Filed: May 12, 2011

Not to be Published

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MARK S. CASE and \*  
AMY E. CASE, parents of \*  
ZACHARY SCOTT CASE, a minor, \*

Petitioners, \*  
v. \*

Attorneys' Fees and Costs

SECRETARY OF HEALTH AND \*  
HUMAN SERVICES, \*

Respondent, \*  
\*

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

#### **HASTINGS, Special Master.**

The parties filed a Joint Stipulation of Facts Concerning Attorneys' Fees and Costs (Stipulation) on April 25, 2011. The parties' Stipulation indicated Petitioners submitted a draft Application for Attorney's Fees and Costs (Draft Application) to respondent on or about April 22, 2011. The parties' Stipulation further indicated that in compliance with General Order #9, petitioners' counsel represents that petitioners have not incurred any out-of-pocket expenses in proceeding on the petition in this case. Respondent's counsel indicated she had no objection to petitioners' request for attorneys' fees and other litigation costs.

After reviewing the request, the court awards **\$3,452.39** in attorneys' fees and other litigation costs, which shall be made payable jointly to petitioners and petitioners' counsel,

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<sup>1</sup> Because this unpublished decision contains a reasoned explanation for the action in this case, I intend to post this decision on the United States Court of Federal Claims' website, in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, § 205, 116 Stat. 2899, 2913 (codified as amended at 44 U.S.C. § 3501 note (2006)). In accordance with Vaccine Rule 18(b), petitioner has 14 days to identify and move to delete medical or other information, that satisfies the criteria in § 300aa-12(d)(4)(B). Further, consistent with the rule requirement, a motion for redaction must include a proposed redacted decision. If, upon review, I agree that the identified material fits within the requirements of that provision, I will delete such material from public access.

David L. Terzian. The court thanks the parties for their cooperative efforts in resolving this matter. The Clerk shall enter judgment accordingly.<sup>2</sup>

**IT IS SO ORDERED.**

s/George L. Hastings, Jr.  
George L. Hastings, Jr.  
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.