

In the United States Court of Federal Claims
OFFICE OF SPECIAL MASTERS
No. 10-608V
(Not to be published)

*
KARA KRAUSE and *
RONALD BLOCKER, parents *
of Peyton Krause, deceased, *
*
 Petitioners, *
*
 v. *
*
SECRETARY OF HEALTH AND *
HUMAN SERVICES *
*
 Respondent. *

Filed: May 21, 2013

Decision on Attorney’s
Fees and Costs

DECISION¹ (ATTORNEY FEES AND COSTS)

In this case under the National Vaccine Injury Compensation Program,² I issued a decision on December 14, 2012. On May 3, 2013, petitioners filed an Application for attorney’s fees and costs in this matter. Petitioners’ Application requests a total payment of \$37,846.20, representing attorney’s fees of \$30,965.30, and attorney’s costs of \$6,880.90. On May 20, 2013, respondent’s counsel, Ann Martin, contacted a member of my staff by e-mail to report that respondent will not be filing a response to petitioners’ Application.

An award for fees and costs is appropriate at this time, pursuant to 42 U.S.C. § 300aa-15(b) and (e)(1). Further, the proposed amounts seem reasonable and appropriate. Accordingly, I hereby award the following attorney’s fees and costs pursuant to 42 U.S.C. § 300aa-15(b) and (e)(1):

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, § 205, 116 Stat. 2899, 2913 (codified as amended at 44 U.S.C. § 3501 note (2006)). 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.

² The applicable statutory provisions defining the program are found at 42 U.S.C. § 300aa-10 *et seq.* (2006).

- a lump sum of \$37,846.20, in the form of a check payable jointly to petitioners and petitioners' counsel, Ronald C. Homer, on account of services performed by counsel's law firm.

In the absence of a timely-filed motion for review filed pursuant to Appendix B of the Rules of the U.S. Court of Federal Claims, the clerk of the court shall enter judgment in accordance herewith.

IT IS SO ORDERED

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