

In the United States Court of Federal Claims

OFFICE OF SPECIAL MASTERS

No. 10-82 V

Filed: June 25, 2012

Not for Publication

THOMAS and CHRISTINA CLOSS, *
as the Parents and Legal Representatives *
of ANNA JOELEE CLOSS, *

Petitioners, *

Attorneys' Fees & Costs Decision

v. *

SECRETARY OF HEALTH *
AND HUMAN SERVICES, *

Respondent. *

Curtis R. Webb, Twin Falls, ID, for petitioners.
Julia W. McInerney, Washington, DC, for respondent.

MILLMAN, Special Master

DECISION AWARDING ATTORNEYS' FEES AND COSTS¹

On June 22, 2012, petitioners filed a motion for attorneys' fees and costs, requesting an award of \$32,965.46 to which respondent does not object.

Pursuant to General Order #9, petitioners state that they did not incur any costs to pursue their petition.

¹ Because this unpublished decision contains a reasoned explanation for the special master's action in this case, the special master intends to post this unpublished decision on the United States Court of Federal Claims's website, in accordance with the E-Government Act of 2002, Pub.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). Vaccine Rule 18(b) states that all decisions of the special masters will be made available to the public unless they contain trade secrets or commercial or financial information that is privileged and confidential, or medical or similar information whose disclosure would constitute a clearly unwarranted invasion of privacy. When such a decision is filed, petitioner has 14 days to identify and move to redact such information prior to the document's disclosure. If the special master, upon review, agrees that the identified material fits within the banned categories listed above, the special master shall redact such material from public access.

Petitioners filed a motion for attorneys' fees and costs, stating that petitioners' counsel incurred total attorneys' fees and costs in the amount of \$36,495.46. During informal discussions, respondent reviewed the fee motion and has no objection to an award of \$32,965.46. Petitioners now ask the court to award attorneys' fees and costs in the amount of \$32,965.46, which reflects the discussion between the parties on the acceptable amount of an award of attorneys' fees and costs.

The undersigned finds this amount to be reasonable. Accordingly, the court awards **\$32,965.46**, representing reimbursement for attorneys' fees and costs. The award shall be in the form of a check made payable jointly to petitioners and Curtis R. Webb in the amount of **\$32,965.46**.

In the absence of a motion for review filed pursuant to RCFC Appendix B, the clerk of the court is directed to enter judgment herewith.²

IT IS SO ORDERED.

Dated: June 25, 2012

s/ Laura D. Millman
Laura D. Millman
Special Master

² Pursuant to Vaccine Rule 11(a), entry of judgment can be expedited by each party's filing a notice renouncing the right to seek review.