

In the United States Court of Federal Claims

OFFICE OF SPECIAL MASTERS

No. 09-873 V

FILED: May 16, 2011

Not for Publication

ROBIN WILLIAMS,

*

*

Petitioner,

*

*

Attorneys' Fees & Costs

v.

*

based on Stipulation

*

SECRETARY OF THE DEPARTMENT
OF HEALTH AND HUMAN SERVICES,

*

*

*

Respondent.

*

*

F. John Caldwell, Sarasota, FL, for petitioner.

Chrysovalantis Kefalas, Washington, D.C., for respondent.

MILLMAN, Special Master

DECISION AWARDING ATTORNEYS' FEES AND COSTS¹

On May 16, 2011, the parties filed the attached stipulation, in which they agreed to settle the attorneys' fees and costs in this case and described the settlement terms. In accordance with the General Order #9 requirements, petitioner states she incurred no costs to pursue her petition.

The court hereby adopts the parties' said stipulation, attached hereto, and awards compensation in the amount and on the terms set forth therein. Pursuant to the stipulation, the court awards a total of **\$16,456.66**, representing reimbursement for Attorneys' Fees and Costs. The

¹ Because this unpublished decision contains a reasoned explanation for the special master's action in this case, the special master intends to post this unpublished decision on the United States Court of Federal Claims's website, in accordance with the E-Government Act of 2002, Pub.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 delete 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 delete such material from public access.

award shall be in the form of one check made jointly payable to petitioner and the law firm Maglio, Christopher & Toale, P.A. in the amount of **\$16,456.66**.

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: May 16, 2011

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.

IN THE UNITED STATES COURT OF FEDERAL CLAIMS
OFFICE OF SPECIAL MASTERS

ROBIN WILLIAMS,

Petitioner,

v.

**SECRETARY OF HEALTH
AND HUMAN SERVICES,**

Respondent.

*
*
*
*
*
*
*
*
*
*
*
*

No. 09-873V
SPECIAL MASTER
LAURA D. MILLMAN

STIPULATION OF FACT
FOR ATTORNEY’S FEES AND COSTS

WHEREFORE, IT IS HEREBY STIPULATED that fees and reimbursement of costs to petitioner and petitioner’s attorney in the total amount of Sixteen Thousand Four Hundred Fifty-Six and 66/100 Dollars (**\$16,456.66**), is reasonable and necessary pursuant to 42 U.S.C. § 300aa-15(e). In compliance with General Order #9, petitioner’s counsel hereby represents that petitioner incurred no (\$0.00) out-of-pocket expenses in proceeding on the petition. (See attached Statement Regarding General Order #9).

Respectfully Submitted,

ATTORNEY OF RECORD FOR
PETITIONER:

/s/ F. JOHN CALDWELL, JR.
F. JOHN CALDWELL, JR. ESQ.
MAGLIO, CHRISTOPHER & TOALE LAW FIRM
1751 Mound Street, Second Floor
Sarasota, FL. 34236
Tel: (941) 952-5242
Fax: (941-952-5042

ATTORNEY OF RECORD FOR
RESPONDENT:

/s/ GLENN A. MACLEOD
GLENN A. MACLEOD
Senior Trial Counsel
Torts Branch, Civil Division
P.O. Box 146
Benjamin Franklin Station
Washington, D.C. 20044-0146
Tel: (202) 616-4122

Dated: May 16, 2011

Dated: May 16, 2011

IN THE UNITED STATES COURT OF FEDERAL CLAIMS
OFFICE OF THE SPECIAL MASTERS

ROBIN WILLIAMS,

Petitioner,

vs.

CASE NO. 09-873V
Special Master Millman

SECRETARY OF HEALTH AND HUMAN
SERVICES,

Respondent.

STATEMENT REGARDING GENERAL ORDER #9

The Petitioner states that while represented by Maglio Christopher & Toale Law Firm, she did not incur costs related to the litigation of this matter.

/s/ F. John Caldwell, Jr.
F. John Caldwell, Jr., Esq.
Florida Bar Number 85761
New York Bar Number 2596138
New Jersey Bar Number 009951994
Maglio Christopher & Toale, PA
1751 Mound Street, Second Floor
Sarasota, FL 34236
1455 Pennsylvania Avenue, NW, Suite 400
Washington, DC 20004
888-952-5242


ROBIN WILLIAMS

Dated: 12/15/10