

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

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DARRYL ALDRICH,	*	
	*	No. 11-367V
Petitioner,	*	Special Master Christian J. Moran
	*	
v.	*	Filed: October 19, 2012
	*	
SECRETARY OF HEALTH	*	Attorneys' fees and costs; award
	*	in the amount to which
Respondent.	*	respondent does not object.
	*	

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Anne C. Toale, Maglio, Christopher and Toale, Sarasota, FL, for Petitioner;
Melanie J. McCall, U.S. Department of Justice, Washington, D.C., for Respondent.

UNPUBLISHED DECISION ON FEES AND COSTS¹

Petitioner Darryl Aldrich filed an application for attorneys' fees and costs on September 10, 2012. On October 18, 2012 the parties filed a stipulation regarding attorneys' fees and costs. The Court awards the amount to which respondent does not object.

Mr. Aldrich claimed that the trivalent influenza ("flu") vaccine caused him to suffer Guillain-Barré Syndrome ("GBS") and received compensation based upon the parties' stipulation. Decision, filed Aug. 31, 2012. Because Mr. Aldrich received compensation, he is entitled to an award of attorneys' fees and costs. 42 U.S.C. § 300aa-15(e).

¹ The E-Government Act of 2002, Pub. L. No. 107-347, 116 Stat. 2899, 2913 (Dec. 17, 2002), requires that the Court post this decision on its website. Pursuant to Vaccine Rule 18(b), the parties have 14 days to file a motion proposing redaction of medical information or other information described in 42 U.S.C. § 300aa-12(d)(4). Any redactions ordered by the special master will appear in the document posted on the website.

Mr. Aldrich seeks a total of **\$17,739.77** in attorneys' fees and costs for petitioner's counsel. Additionally, Mr. Aldrich filed a statement of costs in compliance with General Order No. 9, stating that he incurred no litigation expenses while pursuing this claim. Respondent stated that she had no objection to the stipulated attorneys' fees and costs.

After reviewing the request, the court awards a check made payable to petitioner and petitioner's attorney in the amount of **\$17,739.77** for attorneys' fees and other litigation costs. The court thanks the parties for their cooperative efforts in resolving this matter.

The Clerk shall enter judgment accordingly.²

IT IS SO ORDERED.

S/ Christian J. Moran

Christian J. Moran
Special Master

² 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.