

# In the United States Court of Federal Claims

## OFFICE OF SPECIAL MASTERS

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IVAN CORPACIAN,

Petitioner,

v.

SECRETARY OF HEALTH  
AND HUMAN SERVICES,

Respondent.

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No. 12-692V

Special Master Christian J. Moran

Filed: August 1, 2013

Attorneys' fees and costs; stipulation of  
fact; award in the amount to which  
respondent does not object

Mark T. Sadaka, Englewood, NJ, for Petitioner;

Lisa Ann Watts, United States Department of Justice, Washington, D.C., for Respondent.

### UNPUBLISHED DECISION ON FEES AND COSTS<sup>1</sup>

Respondent filed a stipulation of fact concerning final attorneys' fees and costs in the above-captioned matter on July 18, 2013. Previously, Mr. Corpacian informally submitted a draft application for attorneys' fees and costs to respondent for review. Upon review of petitioner's application, respondent raised objections to certain items. Based on subsequent discussions, Mr. Corpacian amended his application to request \$8,719.11, an amount to which respondent does not object. The Court awards this amount.

Mr. Corpacian filed for compensation alleging that he was injured by the influenza ("flu") and tetanus-diphtheria ("Td") vaccines he received on December 4, 2009. Mr. Corpacian received compensation based upon the parties' stipulation. Decision, issued July 22, 2012. Because Mr. Corpacian received compensation, he is entitled to an award of attorneys' fees and costs. 42 U.S.C. § 300aa-15(e).

Mr. Corpacian seeks a total of **\$8,719.11** in attorneys' fees and costs for his counsel. Additionally, in compliance with General Order No. 9, Mr. Corpacian states that he incurred no out-of-pocket litigation expenses while pursuing this claim. Respondent has no objection to the amount requested for attorneys' fees and costs.

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<sup>1</sup> 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.

After reviewing the request, the Court awards a check made payable to petitioner and petitioner's attorney in the amount of **\$8,719.11** 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.<sup>2</sup>

**IT IS SO ORDERED.**

s/Christian J. Moran  
Christian J. Moran  
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.