

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

OFFICE OF SPECIAL MASTERS

JOSE P. MOREL, on behalf of his
minor son, OMAR MOREL
Petitioner,
v.
SECRETARY OF HEALTH
AND HUMAN SERVICES,
Respondent.

No. 07-171V
Special Master Christian J. Moran
Filed: March 3, 2011
Attorneys' fees and costs; award
in the amount to which respondent
does not object

UNPUBLISHED DECISION

Peter H. Meyers, Esq., National Law Center, Washington, DC, for Petitioner;
Julia W. McInerny, Esq., U.S. Department of Justice, Washington, D.C., for Respondent.

Petitioner Jose Morel, on behalf of his son, Omar Morel ("Omar"), filed his initial
application for attorneys' fees and costs on December 7, 2010. After discussions between the
parties, petitioner filed his amended application for fees and costs on March 2, 2011. The Court
awards the amount to which respondent does not object.

Mr. Morel claimed that the measles-mumps-rubella ("MMR") vaccine caused Omar an
adverse reaction and received compensation based upon the parties' stipulation. Decision, filed

1 Because this unpublished decision contains a reasoned explanation for the special master's
action in this case, the special master intends to post it 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).

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 clearly be an unwarranted invasion of
privacy. When such a decision or designated substantive order is filed, the person submitting the
information has 14 days to identify and to move to delete such information before the
document's disclosure. If the special master agrees that the identified material fits within the
categories listed above, the special master shall redact such material from public access.
42 U.S.C. § 300aa-12(d)(4)(B); Vaccine Rule 18(b).

June 2, 2010. Because Mr. Morel received compensation, he is entitled to an award of attorneys' fees and costs. 42 U.S.C. § 300aa-15(e).

Mr. Morel seeks **\$27,686.89** in attorneys' fees and costs for petitioner's counsel. Additionally, Ms. Smith filed a statement of costs in compliance with General Order No. 9, stating that he incurred **\$250.00** while pursuing this claim. Respondent stated that she had no objection to this application for attorneys' fees and costs.

After reviewing the request, the court awards the following:

1. **A lump sum of \$27,686.89 in the form of a check payable to petitioner's attorney, Peter H. Meyers, of George Washington University Law School, and petitioner, Jose Morel, for attorney's fees and costs available under 42 U.S.C. § 300aa-15(e).**
2. **A lump sum of \$250.00 in the form of a check payable to petitioner, Jose Morel.**

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.