

# In the United States Court of Federal Claims

## OFFICE OF SPECIAL MASTERS

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TERESA SPRINGFIELD, \*

Petitioner, \*

v. \*

SECRETARY OF HEALTH AND HUMAN SERVICES, \*

Respondent. \*

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No. 09-811V  
Special Master Christian J. Moran

Filed: July 29, 2013

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

Ramon Rodriguez, III, Rawls, McNelis and Mitchell, P.C., Richmond, VA, for Petitioner;  
Julia W. McInerney, United States Department of Justice, Washington, D.C., for Respondent.

### UNPUBLISHED DECISION ON FEES AND COSTS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

Petitioner, Teresa Springfield, filed a stipulation of fact concerning final attorneys' fees and costs in the above-captioned matter on July 15, 2013. Previously, Ms. Springfield 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, petitioner amended her application to request \$39,000.00, an amount to which respondent does not object. The Court awards this amount.

Ms. Springfield filed for compensation alleging that she was injured by the influenza vaccine she received on December 7, 2006. Ms. Springfield received compensation based upon the parties' stipulation. Decision, issued Jan. 15, 2013. Because Ms. Springfield received compensation, she is entitled to an award of attorneys' fees and costs. 42 U.S.C. § 300aa-15(e).

Ms. Springfield seeks a total of **\$39,000.00** in attorneys' fees and costs for her counsel. In compliance with General Order No. 9, Ms. Springfield states that she incurred out-of-pocket litigation expenses in the amount of **\$1,250.00**. 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 the following:

- **A lump sum of \$39,000.00 in the form of a check payable to petitioner’s attorney, Ramon Rodriguez, III, of the law firm Rawls, McNelis and Mitchell, P.C., and petitioner, Teresa Springfield, for attorneys’ fees and costs available under 42 U.S.C. § 300aa-15(e).**
- **A lump sum of \$1,250.00 in the form of a check payable to petitioner, Teresa Springfield, for costs incurred in pursuit of her claim.**

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.