

In the United States Court of Federal Claims

OFFICE OF SPECIAL MASTERS

BRUNO STROILI,

Petitioner,

v.

SECRETARY OF HEALTH
AND HUMAN SERVICES,

Respondent.

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No. 12-235V

Special Master Christian J. Moran

Filed: August 22, 2013

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

Isaiah Kalinowski, Maglio, Christopher & Toale, P.A., Washington, DC, for Petitioner;
Chrysovalantis P. Kefalas, U.S. Department of Justice, Washington, D.C., for Respondent.

UNPUBLISHED DECISION ON FEES AND COSTS¹

On August 15, 2013, the parties filed a stipulation of fact concerning final attorney's fees and costs in the above-captioned matter. Previously, Mr. Stroili 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. Stroili amended his application to request \$16,059.79, an amount to which respondent does not object. The Court awards this amount.

On April 11, 2012, Mr. Bruno Stroili filed a petition for compensation alleging that the tetanus vaccine, which he received on May 6, 2009, caused him to suffer a demyelinating condition. Petitioner received compensation based upon the parties' stipulation. Decision, filed August 13, 2013. Because petitioner received compensation, he is entitled to an award of attorneys' fees and costs. 42 U.S.C. § 300aa-15(e).

Petitioner seeks a total of **\$16,059.79** in attorneys' fees and costs for his counsel. Additionally, in compliance with General Order No. 9, Mr. Stoili 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.

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.

After reviewing the request, the Court awards the following:

- A. A lump sum of \$16,059.79 in the form of a check made payable to petitioner and petitioner's attorney, Isaiah Kalinowski, Esq. of the law firm of Maglio, Christopher & Toale, for attorneys' fees and other litigation costs available under 42 U.S.C. § 300aa-15(e).**

The Court thanks the parties for their cooperative efforts in resolving this matter. The Clerk shall enter judgment accordingly.²

Any questions may be directed to my law clerk, Mary Holmes, at (202) 357-6353.

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.