

In the United States Court of Federal Claims

OFFICE OF SPECIAL MASTERS

No. 01-537V

Filed: February 10, 2009

Not for publication

PAUL SHIRLEY, *

*

Petitioner, *

*

v. * Interim attorneys' fees and costs

*

SECRETARY OF THE DEPARTMENT OF *

HEALTH AND HUMAN SERVICES, *

*

Respondent. *

*

Ronald C. Homer, Boston, MA, for petitioner.

Lisa A. Watts, Washington, DC, for respondent.

MILLMAN, Special Master

DECISION AWARDING INTERIM ATTORNEYS' FEES AND COSTS¹

On February 6, 2009, petitioner filed an application for attorneys' fees and costs, requesting a total \$82,564.88 in fees and costs. On February 9, 2009, during a telephonic status conference, respondent's counsel confirmed that she had no objection to the amounts petitioner's counsel had listed in the February 6, 2009 application. In compliance with General Order #9, petitioner states that he incurred \$224.80 in costs. The court finds the amount requested by petitioner to be reasonable.

¹ Because this decision contains a reasoned explanation for the special master's action in this case, the special master intends to post this decision 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). Vaccine Rule 18(b) states that 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 constitute a clearly unwarranted invasion of privacy. When such a decision is filed, petitioner has 14 days to identify and move to delete such information prior to the document's disclosure. If the special master, upon review, agrees that the identified material fits within the banned categories listed above, the special master shall delete such material from public access.

The clerk shall enter judgment for **\$82,564.88**, and shall direct that the award be in the form of one check made jointly payable to petitioner and petitioner's attorney, Ronald C. Homer, in the amount of **\$82,340.08**, and one check made payable to petitioner in the amount of **\$224.80**.

In the absence of a motion for review filed pursuant to RCFC Appendix B, the clerk of the court is directed to enter judgment herewith.²

IT IS SO ORDERED.

Date: February 10, 2009

s/Laura D. Millman

Laura D. Millman
Special Master

² Pursuant to Vaccine Rule 11(a), entry of judgment can be expedited by each party's filing a notice renouncing the right to seek review.