

IN THE UNITED STATES COURT OF FEDERAL CLAIMS
OFFICE OF SPECIAL MASTERS

ROBERTA DeMETSENARE, Personal, *
Representative of the Estate of MARCEL, *
DeMETSENARE, Deceased, *

No. 08-289V
Special Master Christian J. Moran

Petitioner, *

Filed: October 16, 2009

v. *

SECRETARY OF HEALTH *
AND HUMAN SERVICES, *

attorney's fees and costs, award in
the amount to which respondent has
not objected.

Respondent. *

UNPUBLISHED DECISION¹

Gary A. Krochmal, Esq., Law Office of Gary A. Krochmal, PLLC, Farmington Hills, MI, for
Petitioner;
Rebecca J. Trinrud, Esq., U.S. Department of Justice, Washington, D.C., for Respondent.

Petitioner, Roberta DeMetsenare, personal representative of the estate of her deceased child, Marcel DeMetsenare, filed an application for attorneys' fees and costs on October 6, 2009. After informal discussions with respondent, Ms. DeMetsenare revised her request. She is awarded the amount to which respondent has not objected.

Ms. DeMetsenare has requested a total of **\$17,247.45** in attorneys' fees and costs. Additionally, Ms. DeMetsenare filed a statement of costs in compliance with General Order No.

¹ Because this unpublished decision contains a reasoned explanation for the special master's action in this case, the special master intends to post it on the United States Court of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

9, stating that she incurred no litigation costs. Petitioner states that respondent has no objection to the stated amount for attorneys' fees and costs.

After reviewing the request, the undersigned finds the requested amounts reasonable. Thus, petitioner is awarded attorneys' fees and other litigation costs. Those fees and costs are awarded as follows:

A lump sum of \$17,247.45 in the form of a check payable to petitioner and petitioner's attorney, The Law Office of Gary A. Krochmal, PLLC.

The court thanks the parties for their cooperative efforts in resolving this matter.

The Clerk shall enter judgment accordingly.²

IT IS SO ORDERED.

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.