

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

OFFICE OF SPECIAL MASTERS

DOMENICK VEGLIA, a minor, *
By his parents and natural guardians, *
DEBRA VEGLIA and ROB VEGLIA, *

Petitioners, *

No. 02-397V
Special Master Christian J. Moran

v. *

SECRETARY OF HEALTH *
AND HUMAN SERVICES, *

Respondent. *

Filed: July 20, 2009

attorneys' fees and costs, award
based on joint stipulation.

ATTORNEYS' FEES AND COSTS DECISION*

Petitioners, Debra Veglia and Rob Veglia, on behalf of their son, Domenick Veglia, seek reimbursement for their attorneys' fees and costs. The Court awards the amount to which the parties have agreed.

On May 8, 2009, the Veglias submitted a draft application for attorneys' fees and costs to respondent. Respondent raised some informal objections to parts of the draft application. Negotiations and resolution of the objections followed.



* Because this unpublished decision contains a reasoned explanation for the special master's action in this case, the special master intends to post it on the United States Court of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, a party has 14 days to identify and to move to delete such information before 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. 42 U.S.C. § 300aa-12(d)(4); Vaccine Rule 18(b).

On July 17, 2009, the parties filed a joint stipulation regarding the Veglias' attorneys' fees and costs. The parties also submitted documents supporting the joint stipulation. The Veglias provided the court with a statement of costs in compliance with General Order No. 9, stating that they incurred \$2,073.10 in litigation costs.

After reviewing the request and supporting documentation, the court awards **\$66,040.00** in attorneys' fees and other litigation costs to the law firm of Rawls & McNelis, P.C., **\$13,000.00** in attorneys' fees and other litigation costs to the law firm of Shoemaker & Associates, and **\$2,073.10** payable solely to petitioners for reimbursable costs incurred in pursuit of their claim, for a total of **\$81,113.10**.

The judgment shall be payable as follows:

- (A) an award of **\$66,040.00** made payable to petitioners and Rawls & McNelis, P.C.;
- (B) an award of **\$13,000.00** made payable to petitioners and Shoemaker and Associates;
- (C) an award of **\$2,073.10** made payable to petitioners only.

The court thanks the parties for their cooperative efforts in resolving this matter. The Clerk shall enter judgment accordingly.¹

IT IS SO ORDERED.

s/ Christian J. Moran
Christian J. Moran
Special Master

¹ 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.