

# In the United States Court of Federal Claims

## OFFICE OF SPECIAL MASTERS

No. 01-656V

Filed: June 5, 2006

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ALBERT G. GURRIES, II, \*  
\*  
Petitioner, \*  
\*  
v. \*  
\*  
SECRETARY OF THE DEPARTMENT \*  
OF HEALTH AND HUMAN SERVICES, \*  
\*  
Respondent. \*  
\*\*\*\*\*

### ATTORNEYS' FEES AND COSTS DECISION<sup>1</sup>

GOLKIEWICZ, Chief Special Master.

Petitioner, Albert Gurries, filed a Petition for Attorney's Fees and Costs on May 19, 2006. Petitioner requested a total of \$36,782.50 in attorney's fees and \$11,846.38 in litigation costs, which was supported by their counsel's fee statement. See Application for Fees and Costs, filed May 19, 2006. Additionally, petitioners filed a statement of costs in compliance with General Order No. 9, stating that petitioner alone has incurred \$5,177.25 in litigation costs.

On May 30, 2005, the parties contacted the Court via telephone. Respondent indicated that she had reviewed petitioner's Application and had originally objected to petitioner's counsel's costs for Dr. Mark Geier. Petitioner acceded to respondent's objection and agreed to accept a total amount of reimbursement for attorney's costs in the amount of **\$5,000** for Dr. Geier. Respondent stated that she had no objection to petitioner's request for his attorney's fees or other litigation costs or to petitioner's costs.

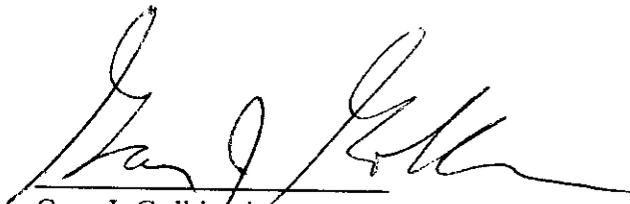
After reviewing the request, the court awards **\$48,806.13** in attorney's fees and other

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<sup>1</sup>The undersigned 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). As provided by Vaccine Rule 18(b), each party has 14 days within which to request redaction "of any information furnished by that party (1) that is trade secret or commercial or financial information and is privileged or confidential, or (2) that are medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of privacy." Vaccine Rule 18(b). Otherwise, "the entire" decision will be available to the public. Id.

litigation costs, of which, **\$43,628.88** shall be made payable jointly to petitioner and his attorney. The remaining **\$5,177.25** shall be made payable solely to petitioner. 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.**



Gary J. Golikiewicz  
Chief 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.