

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

MR. S *
as legal representative of the estate of *
MS. S *
deceased, *
*
*
Petitioner, *
v. *
*
SECRETARY OF HEALTH *
AND HUMAN SERVICES, *
*
Respondent. *

No. X-XXV
Special Master Christian J. Moran
Filed: May 19, 2011
Reissued: May 26, 2011
Attorneys' fees and costs; award
in the amount to which respondent
does not object

UNPUBLISHED DECISION ON FEES AND COSTS¹

Sheila A. Bjorklund, Lommen Abdo Law Firm, Minneapolis, MN, for Petitioner;
Vincent J. Matanoski, U.S. Department of Justice, Washington, D.C., for Respondent.

Petitioner Mr. S, as legal representative of the estate of Ms. S, filed an application for attorneys' fees and costs on April 14, 2011. The Court awards the amount to which respondent does not object.

Mr. S received compensation. Decision, filed April 12, 2011. Because Mr. S received compensation, he is entitled to an award of attorneys' fees and costs. 42 U.S.C. § 300aa-15(e).

Mr. S seeks a total of **\$9,100.00** in attorneys' fees and **\$4,278.22** in costs for petitioner's counsel. Additionally, Mr. S filed a statement of costs in compliance with General Order No. 9, stating that he incurred no litigation expenses while pursuing this claim. Respondent stated that she had no objection to this application for attorneys' fees and costs.

¹ When this decision was originally issued, the parties were notified that the decision would be posted in accordance with the E-Government Act of 2002, Pub. L. No. 107-347, 116 Stat. 2899, 2913 (Dec. 17, 2002). The parties were also notified that they may seek redaction pursuant to 42 U.S.C. § 300aa-12(d)(4)(B); Vaccine Rule 18(b). Petitioner made a timely request for redaction and this decision is being reissued with the names of the parties redacted to initials.

After reviewing the request, the court awards a check made payable to petitioner and petitioner's attorney in the amount of **\$13,378.22** for attorneys' fees and other litigation costs. The court thanks the parties for their cooperative efforts in resolving this matter.

The Clerk shall enter judgment accordingly.²

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.