

**IN THE UNITED STATES COURT OF FEDERAL CLAIMS  
OFFICE OF SPECIAL MASTERS  
No. 04-1773V  
Filed: March 29, 2012**

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REGINA RIGGINS HOLLAND, on behalf of	*	
her minor daughter, HANNAH RIGGINS,	*	
	*	
Petitioner,	*	Petitioner’s Motion for a Decision
	*	Dismissing the Insufficient
v.	*	Petition; Proof of Causation;
	*	Vaccine Act Entitlement; Denial
SECRETARY OF THE DEPARTMENT	*	Without Hearing
OF HEALTH AND HUMAN SERVICES,	*	
	*	
Respondent.	*	

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**DECISION<sup>1</sup>**

On December 16, 2004, Regina Holland [“petitioner”] filed a Petition for Vaccine Compensation in the National Vaccine Injury Compensation Program [“the Program”]<sup>2</sup> on behalf of her daughter, Hannah Riggins [“Hannah”], alleging that various vaccinations injured Hannah. The information in the record, however, does not show entitlement to an award under the Program.

On March 28, 2012, petitioner moved for a decision on the merits of the petition, acknowledging that insufficient evidence exists to demonstrate entitlement to compensation.

To receive compensation under the Program, petitioner must prove either 1) that Hannah suffered a “Table Injury” – i.e., an injury falling within the Vaccine Injury Table – corresponding to one of her vaccinations, or 2) that Hannah suffered an injury that was actually caused by a vaccine. See §§ 300aa-13(a)(1)(A) and 300aa-11(c)(1). An

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<sup>1</sup> Because this unpublished decision contains a reasoned explanation for the action in this case, I intend to post this decision on the United States Court of Federal Claims' website, in accordance with the E-Government Act of 2002, Pub. L. No. 107-347, § 205, 116 Stat. 2899, 2913 (codified as amended at 44 U.S.C. § 3501 note (2006)). In accordance with Vaccine Rule 18(b), petitioner has 14 days to identify and move to delete medical or other information, that satisfies the criteria in § 300aa-12(d)(4)(B). Further, consistent with the rule requirement, a motion for redaction must include a proposed redacted decision. If, upon review, I agree that the identified material fits within the requirements of that provision, I will delete such material from public access.

<sup>2</sup> The Program comprises Part 2 of the National Childhood Vaccine Injury Act of 1986, Pub. L. No. 99-660, 100 Stat. 3755, codified as amended, 42 U.S.C. §§ 300aa-10 *et seq.* (hereinafter “Vaccine Act” or “the Act”). Hereafter, individual section references will be to 42 U.S.C. § 300aa of the Act.

examination of the record did not uncover any evidence that Hannah suffered a “Table Injury.” Further, the record does not contain a medical expert’s opinion or any other persuasive evidence indicating that Hannah’s alleged injury was vaccine-caused.

Under the Act, petitioner may not be given a Program award based solely on the petitioners’ claims alone. Rather, the petition must be supported by either medical records or by the opinion of a competent physician. § 300aa-13(a)(1). In this case, because there are insufficient medical records supporting petitioner’s claim, a medical opinion must be offered in support. Petitioner, however, has offered no such opinion.

Accordingly, it is clear from the record in this case that petitioner has failed to demonstrate either that Hannah suffered a “Table Injury” or that her injuries were “actually caused” by a vaccination. **Thus, this case is dismissed for insufficient proof. The Clerk shall enter judgment accordingly.**

**IT IS SO ORDERED.**

**/s Denise K. Vowell**  
Denise K. Vowell  
Special Master