

Not to be Published

² 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.

On November 11, 2014, Petitioners moved for a decision dismissing the petition, acknowledging that insufficient evidence exists to demonstrate entitlement to compensation. I agree with Petitioners that the information in the record does not show entitlement to an award under the Program.

To receive compensation under the Program, Petitioners must prove either 1) that T.R.A. suffered a “Table Injury” – i.e., an injury falling within the Vaccine Injury Table – corresponding to one of T.R.A.’s vaccinations, or 2) that T.R.A. suffered an injury that was actually caused by a vaccine. See §§ 300aa-13(a)(1)(A) and 300aa-11(c)(1). An examination of the record did not uncover any evidence that T.R.A. suffered a “Table Injury.” Further, the record does not contain persuasive evidence indicating that T.R.A.’s alleged injury was vaccine-caused.

Accordingly, it is clear from the record in this case that Petitioners have failed to demonstrate either that T.R.A. suffered a “Table Injury” or that T.R.A.’s 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/George L. Hastings, Jr.
George L. Hastings, Jr.
Special Master