

In the United States Court of Federal Claims

OFFICE OF SPECIAL MASTERS

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TIARA PULLENS,

Petitioner,

v.

SECRETARY OF HEALTH
AND HUMAN SERVICES,

Respondent,

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No. 13-173V

Special Master Christian J. Moran

Filed: August 23, 2016

Attorneys' fees and costs; award in
the amount to which respondent does
not object.

Nicholas E. Bunch, White, Getgey & Meyer, Cincinnati, OH, for petitioner;
Jennifer L. Reynaud, United States Dep't of Justice, Washington, D.C., for
respondent.

UNPUBLISHED DECISION ON FEES AND COSTS¹

On August 5, 2016, petitioner moved for final attorneys' fees and costs in the above-captioned matter. Petitioner was previously awarded attorneys' fees and reimbursement of costs on an interim basis based on the parties' stipulation. Decision, issued Oct. 14, 2014, 2014 WL 5663903. Petitioner now submits this request for \$34,691.85, an amount to which respondent does not object. The Court awards this amount.

On March 3, 2013, Tiara Pullens filed a petition for compensation alleging that the influenza vaccine, which she received on November 16, 2010, caused her to suffer dermatomyositis. The undersigned issued a decision awarding

¹ The E-Government Act, 44 U.S.C. § 3501 note (2012) (Federal Management and Promotion of Electronic Government Services), requires that the Court post this decision on its website. Pursuant to Vaccine Rule 18(b), the parties have 14 days to file a motion proposing redaction of medical information or other information described in 42 U.S.C. § 300aa-12(d)(4). Any redactions ordered by the special master will appear in the document posted on the website.

compensation to petitioner based on the parties' joint stipulation. Decision, issued June 9, 2016, 2016 WL 3606063.

Because petitioner received compensation, petitioner is entitled to an award of attorneys' fees and costs. 42 U.S.C. § 300aa-15(e). Petitioner seeks a total of **\$34,691.85** in final attorneys' fees and costs. In compliance with General Order No. 9, petitioner states that she advanced no monies for reimbursable costs in pursuit of his claim.

After reviewing the request, the Court awards the following:

A lump sum of \$34,691.85 in the form of a check made payable to petitioner and petitioner's attorney, Nicholas E. Bunch, of White, Getgey & Meyer, for attorneys' fees and other litigation costs available under 42 U.S.C. § 300aa-15(e).

In the absence of a motion for review filed pursuant to RCFC Appendix B, the clerk of the court shall enter judgment in accordance herewith.²

Any questions may be directed to my law clerk, Shannon Proctor, at (202) 357-6360.

IT IS SO ORDERED.

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

² Pursuant to Vaccine Rule 11(a), entry of judgment can be expedited by the parties' joint filing of notice renouncing the right to seek review.