

In the United States Court of Federal Claims

OFFICE OF SPECIAL MASTERS

No. 15-1537V

Filed: November 28, 2016

CATHY BRUNO, parent and natural
guardian of C.B., a minor,

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Petitioner,

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v.

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SECRETARY OF HEALTH
AND HUMAN SERVICES,

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Respondent.

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Jeffrey A. Golvash, Brennan, Robins & Daley, P.C., Pittsburgh, PA, for Petitioner.

Heather L. Pearlman, United States Department of Justice, Washington, DC, for Respondent.

DECISION¹

On December 17, 2015, Cathy Bruno (“Petitioner”) petitioned for compensation on behalf of C.B. under the National Childhood Vaccine Injury Act of 1986, 42 U.S.C. §§ 300aa-1 to -34 (2012). Petitioner alleged that the administration of a human papillomavirus (“HPV”) vaccine on July 11, 2014 caused C.B. to develop left cranial nerve VI palsy. Petition at Preamble, filed Dec. 17, 2015. On September 19, 2016, the parties filed a stipulation for an award of compensation to Petitioner. A decision adopting the parties’ stipulation was issued on that same day.

¹ Because this decision contains a reasoned explanation for the undersigned’s action in this case, the undersigned intends to post this ruling on the website of the United States Court of Federal Claims, in accordance with the purposes espoused in the E-Government Act of 2002. See 44 U.S.C. § 3501 (2012). Each party has 14 days within which to request redaction “of any information furnished by that party: (1) that is a trade secret or commercial or financial in substance and is privileged or confidential; or (2) that includes medical files or similar files, the disclosure of which would constitute a clearly unwarranted invasion of privacy.” Vaccine Rule 18(b).

On November 23, 2016, Petitioner filed an unopposed request for attorneys' fees and costs in the amount of \$18,000.00. Petitioner's Application ("Pet. App.") at ¶ 4, filed Nov. 23, 2016. Petitioner did not personally incur costs related to the proceedings on this Petition. Pet. App. Ex. B. "Respondent notes that [her] lack of objection should not be construed as an admission, concession, or waiver as to any of the matters raised by Petitioner's request for attorney's fees and costs, including but not limited to the hourly rate requested, the number of hours requested, and other litigation related costs." *Id.* at ¶ 6.

In accordance with the Vaccine Act, 42 U.S.C. § 300aa-15(e) (2012), the undersigned finds that Petitioner's request for attorneys' fees and costs is reasonable. **Accordingly, the undersigned hereby awards the amount of \$18,000.00, in the form of a check made payable jointly to Petitioner and Petitioner's counsel, Jeffrey A. Golvash, of Brennan, Robins & Daley, P.C.** 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

IT IS SO ORDERED.

/s/Lisa D. Hamilton-Fieldman

Lisa D. Hamilton-Fieldman

Special Master

² Entry of judgment can be expedited by each party's filing of a notice renouncing the right to seek review. Vaccine Rule 11(a).