

# In the United States Court of Federal Claims

## OFFICE OF SPECIAL MASTERS

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BETH TAYLOR,  
N/F of K.S., a Minor,

Petitioner,

v.

SECRETARY OF HEALTH  
AND HUMAN SERVICES,

Respondent.

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No. 16-1382V

Special Master Christian J. Moran

Filed: May 30, 2017

### **ORDER CONCLUDING PROCEEDINGS<sup>1</sup>**

In a status report filed on March 24, 2017, the petitioner requested that her case be dismissed pursuant to Vaccine Rule 21(a)(1)(A). As the petitioner pointed out, the Secretary has not filed a report in this case.

Accordingly, the following is ORDERED:

1. The case is dismissed without prejudice. The Clerk of the Court is instructed that a judgment shall not enter pursuant to Vaccine Rule 21(c).
2. If the petitioner files a motion for attorneys' fees and costs, the petitioner must establish subject matter jurisdiction. At that time, the issues raised in the Secretary's April 24, 2017 motion to dismiss will be considered.

**IT IS SO ORDERED.**

s/Christian J. Moran

Christian J. Moran

Special Master

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<sup>1</sup> 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.