

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

OFFICE OF SPECIAL MASTERS

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ALLENE MIKOLYSKI, Natural Parent and Guardian Ad Litem for JOY MIKOLYSKI, a minor, Petitioner,

No. 07-88V Special Master Christian J. Moran

v.

SECRETARY OF HEALTH AND HUMAN SERVICES, Respondent.

Filed: May 7, 2008

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ATTORNEY’S FEES AND COSTS DECISION\*

Carol L. Gallagher, Esq., Gallagher & Gallagher, Somers Point, N.J. for Petitioner; Voris Johnson, Esq., U.S. Department of Justice, Washington, D.C., for Respondent.

Petitioner, Allene Mikolyski, the natural parent and guardian ad litem of Joy Mikolyski, seeks reimbursement for her attorney’s fees and costs. The Court awards the amount to which respondent has not objected.

On April 16, 2008, Ms. Mikolyski filed an application for fees and costs. In this report, petitioner requested \$22,825.00 in attorney’s fees, \$348.37 in attorney’s costs and \$15.00 in unpaid costs. Additionally, petitioner filed a statement of costs in compliance with General Order No. 9, stating that she incurred \$1,500.00 in litigation costs. Respondent indicated that he

\* The undersigned intends to post this decision on the United States Court of Federal Claims’s website, in accordance with the E-Government Act of 2002, Pub. L. No. 107-347, 116 Stat. 2899, 2913 (Dec. 17, 2002).

All decisions of the special masters will be made available to the public unless they contain trade secrets or commercial or financial information that is privileged and confidential, or medical or similar information whose disclosure would clearly be an unwarranted invasion of privacy. When such a decision or designated substantive order is filed, the person submitting the information has 14 days to identify and to move to delete such information before the document’s disclosure. If the special master agrees that the identified material fits within the categories listed above, the special master shall redact such material from public access. 42 U.S.C. § 300aa-12(d)(4)(B); Vaccine Rule 18(b).

did not object to this request.

After reviewing the request, the court awards **\$24,688.37** in attorney's fees and other litigation costs. The court thanks the parties for their cooperative efforts in resolving this matter. The Clerk shall enter judgment accordingly.<sup>1</sup>

The parties may contact Francina Segbefia at (202)357-6358 with any questions.

**IT IS SO ORDERED.**

S/ Christian J. Moran

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Christian J. Moran  
Special Master

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<sup>1</sup> Pursuant to Vaccine Rule 11(a), the parties can expedite entry of judgment by each party filing a notice renouncing the right to seek review by a United States Court of Federal Claims judge.