

OFFICE OF SPECIAL MASTERS

No. 02-1214V

Filed: April 30, 2008

Unpublished¹

MICHAEL SHANE VICKERS and KELLY
YVONNE VICKERS, parents of Michael
Zachary Vickers,

Petitioners,

v.

SECRETARY OF HEALTH AND HUMAN
SERVICES,

Respondent.

Dismissal for failure to prosecute

DECISION²

This petition was filed without medical records on September 17, 2002, pursuant to Autism General Order #1, 2002 WL 31696785, 2002 U.S. Claims LEXIS 365 (Fed.Cl.Spec.Mstr. July 3, 2002).

On February 15, 2008, I issued an order requiring the petitioners to file the vaccinee's medical records. This order was returned to court undelivered on February 26, 2008. *See* my order of April 4, 2008. My office then tried to contact the petitioners at another potential address, again to no avail. *Id.*

Because no records have been filed, and because the petitioners have apparently moved

¹Because this document contains a reasoned explanation for my action in this case, I intend to post this order on the United States Court of Federal Claims' website, in accordance with the E-Government Act of 2002, Pub. L. No. 107-347, 116 Stat. 2899, 2913 (Dec. 17, 2002). Therefore, as provided by Vaccine Rule 18(b), each party has 14 days within which to request redaction "of any information furnished by that party (1) that is trade secret or commercial or financial information and is privileged or confidential, or (2) that are medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of privacy." Vaccine Rule 18(b). Otherwise, this entire document will be available to the public. *Id.*

²This document constitutes my final "Decision" in this case, pursuant to 42 U.S.C. § 300aa-12(d)(3)(A). Unless a motion for review of this decision is filed within 30 days, the Clerk of this Court shall enter judgment in accord with this decision.

from their previous address and made no attempt to notify the this court of their whereabouts, I have no choice but to dismiss this petition for failure to prosecute.

Accordingly, my Decision is that this petition is hereby denied and dismissed for failure to prosecute or prove the claim.

George L. Hastings, Jr.
Special Master