

In the United States Court of Federal Claims

OFFICE OF SPECIAL MASTERS

No. 06-188V

Filed: March 5, 2008

Not to be published.¹

CHRISTOPHER HOIBERG and SARAH
HOIBERG, as parents and natural guardians of
Caitlyn Joy Hoiberg, a minor,

Petitioners,

v.

SECRETARY OF HEALTH AND HUMAN
SERVICES,

Respondent.

Vaccine Act Attorney's Fees

DECISION (ATTORNEYS' FEES)

On March 3, 2008, the petitioners submitted an application seeking an award for fees and costs incurred in this case filed under the National Vaccine Injury Compensation Program.² The application seeks a total of \$ 162,607.49. On March 5, 2008, counsel for respondent telephonically indicated to my staff that she would have no objection to such an award of fees and costs.

The total figure of \$ 162,607.49 seems reasonable and appropriate. Accordingly, I hereby award the following attorneys' fees and costs pursuant to 42 U.S.C. § 300aa-15:

A lump sum of **\$ 162,607.49**, in the form of a check payable jointly to petitioners and petitioners' counsel, **Alan Matthew Pickert**, on account of services performed by

¹This document will not be sent to electronic publishers as a formally "published" opinion. However, because this document contains a reasoned explanation for my action in this case, I intend to post this document 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, 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.* See also 42 U.S.C. § 300aa-12(d)(4)(B).

²The petitioners filed an earlier application on February 28, 2008. However, both parties telephonically informed my office that it should be disregarded.

counsel's law firm and costs expended by that firm.

In the absence of a timely-filed motion for review of this Decision (see Appendix B, Rules of the United States Court of Federal Claims), the clerk shall enter judgment in accordance herewith.

George L. Hastings, Jr.
Special Master