

# In the United States Court of Federal Claims

## OFFICE OF SPECIAL MASTERS

No. 08-14V

Filed: April 21, 2009

Not for publication

\*\*\*\*\*

SHAWN and MEGAN BREWER, as \*  
the Legal Representatives of their Minor \*  
Child, RENEE BREWER, \*

Petitioners, \*

v. \* Interim Attorneys' Fees and Costs

SECRETARY OF THE DEPARTMENT \*  
OF HEALTH AND HUMAN SERVICES, \*

Respondent. \*

\*\*\*\*\*

Andrew D. Downing, Tulsa, OK, for petitioners.

Michael P. Milmo, Washington, DC, for respondent.

**MILLMAN, Special Master**

### **DECISION AWARDING INTERIM ATTORNEYS' FEES AND COSTS<sup>1</sup>**

On April 20, 2009, petitioners filed an Interim Application for Fees and Costs. Petitioners request \$90,000.00 in fees and costs. On April 21, 2009, the undersigned's law clerk contacted respondent's counsel who did not object to the amount requested. In compliance with

---

<sup>1</sup> Because this decision contains a reasoned explanation for the special master's action in this case, the special master 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). Vaccine Rule 18(b) states that 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 constitute a clearly unwarranted invasion of privacy. When such a decision is filed, petitioner has 14 days to identify and move to delete such information prior to the document's disclosure. If the special master, upon review, agrees that the identified material fits within the banned categories listed above, the special master shall delete such material from public access.

General Order #9, petitioners state that they have not incurred any expenses in connection with the above-captioned claim. The court finds the amount requested by petitioners to be reasonable.

The clerk shall enter judgment for **\$90,000.00** and shall direct that the award be in the form of a check made jointly payable to petitioners and Mr. Andrew D. Downing in the amount of **\$90,000.00**.

In the absence of a motion for review filed pursuant to RCFC Appendix B, the clerk of the court is directed to enter judgment herewith.<sup>2</sup>

**IT IS SO ORDERED.**

Dated: April 21, 2009

/s/ Laura D. Millman

Laura D. Millman  
Special Master

---

<sup>2</sup> Pursuant to Vaccine Rule 11(a), entry of judgment can be expedited by each party's filing a notice renouncing the right to seek review.