

In the United States Court of Federal Claims
OFFICE OF SPECIAL MASTERS
No. 06-795V
(Not to be published)

ROBERT BEVILL
and JANICE BEVILL,
as parents of VB, a minor,

Petitioners,

v.

SECRETARY OF HEALTH AND
HUMAN SERVICES

Respondent.

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Filed: August 18, 2015

Decision on Attorneys'
Fees and Costs

DECISION (ATTORNEYS' FEES AND COSTS)

In this case under the National Vaccine Injury Compensation Program,¹ I issued a Decision on March 11, 2015. On July 30, 2015, Petitioners filed an Application for award of attorneys' fees and costs in this matter. Petitioners' Application requests a total payment of \$4,351.18, representing attorneys' fees and costs of \$2,401.80, and \$1,949.38 of costs expended by Petitioners.

Respondent has not filed any objection to Petitioners' Application for award of attorneys' fees and costs.

I find that this Petition was filed and pursued in good faith and with a reasonable basis. Thus, an award for fees and costs is appropriate at this time, pursuant to 42 U.S.C. § 300aa-15(b) and (e)(1). Further, the proposed amounts seem reasonable and appropriate. Accordingly, I hereby award the following attorneys' fees and costs pursuant to 42 U.S.C. § 300aa-15(b) and (e)(1):

¹ The applicable statutory provisions defining the program are found at 42 U.S.C. § 300aa-10 *et seq.* (2006).

- a lump sum of \$2,401.80, in the form of a check payable jointly to Petitioners and Petitioners' counsel, Richard Gage, on account of services performed by counsel's law firm.
- a lump sum of \$1,949.38, in the form of a check payable to Petitioners, which represents Petitioners' own litigation expenses in this case.

In the absence of a timely-filed motion for review filed pursuant to Appendix B of the Rules of the U.S. Court of Federal Claims, the clerk of the court shall enter judgment in accordance herewith.²

IT IS SO ORDERED

/s/ George L. Hastings, Jr.
George L. Hastings, Jr.
Special Master

² Pursuant to Vaccine Rule 11(a), the parties may expedite entry of judgment by filing a joint notice renouncing the right to seek review.