

# In the United States Court of Federal Claims

## OFFICE OF SPECIAL MASTERS

No. 14-36V

Filed: April 22, 2016

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JOAN KARL,

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Petitioner,

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v.

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Decision Based on Stipulation;  
Influenza (“flu”) vaccine;  
Inappropriate sinus  
tachycardia (“IST”).

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SECRETARY OF HEALTH  
AND HUMAN SERVICES,

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Respondent.

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*Howard Gold, Gold Law Firms, LLC, Wellesley Hills, MA, for petitioner.*

*Ryan Pyles, United States. Department of Justice, Washington, DC, for respondent.*

### DECISION ON JOINT STIPULATION<sup>1</sup>

**Roth**, Special Master:

Joan Karl [“petitioner”] filed a petition for compensation under the National Vaccine Injury Compensation Program<sup>2</sup> on January 16, 2014. Petitioner alleges that she developed significant tachycardia, inappropriate sinus tachycardia, non-specific ST abnormalities<sup>3</sup> and palpitations an influenza (“flu”) vaccination on January 6, 2012. *See* Petition, at 1. Respondent denies that the influenza vaccine caused petitioner to suffer any injury and that her current disabilities are a sequela of the vaccine-related injury. Stipulation at 1.

Nevertheless, the parties have agreed to settle the case. On April 21, 2016, the parties filed a joint stipulation agreeing to settle this case and describing the settlement terms.

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<sup>1</sup> Because this unpublished decision contains a reasoned explanation for the action in this case, I intend to post this decision on the United States Court of Federal Claims' website, in accordance with the E-Government Act of 2002, Pub. L. No. 107-347, § 205, 116 Stat. 2899, 2913 (codified as amended at 44 U.S.C. § 3501 note (2006)). In accordance with Vaccine Rule 18(b), a party has 14 days to identify and move to delete medical or other information, that satisfies the criteria in 42 U.S.C. § 300aa-12(d)(4)(B). Further, consistent with the rule requirement, a motion for redaction must include a proposed redacted decision. If, upon review, I agree that the identified material fits within the requirements of that provision, I will delete such material from public access.

<sup>2</sup> National Childhood Vaccine Injury Act of 1986, Pub. L. No. 99-660, 100 Stat. 3755. Hereinafter, for ease of citation, all “§” references to the Vaccine Act will be to the pertinent subparagraph of 42 U.S.C. § 300aa (2012).

<sup>3</sup> In the Stipulation, petitioner alleges only inappropriate sinus tachycardia. *See* Stipulation at 1.

Respondent agrees to issue the following payment:

**A lump sum of \$40,000.00 in the form of a check payable to petitioner, Joan Karl.** This amount represents compensation for all damages that would be available under § 300aa-15(a).

I adopt the parties' stipulation attached hereto, and award compensation in the amount and on the terms set forth therein. The clerk of the court is directed to enter judgment in accordance with this decision.<sup>4</sup>

**IT IS SO ORDERED.**

**s/ Mindy Michaels Roth**  
Mindy Michaels Roth  
Special Master

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<sup>4</sup> Pursuant to Vaccine Rule 11(a), entry of judgment can be expedited by each party filing a notice renouncing the right to seek review.