

Court as to the status of her diagnosis, her appointment with Dr. Gu, and whether she intends to proceed with her claim. Order dated March 4, 2016 (ECF No. 11).

Petitioner did not file a status report or initiate any other form of contact with the Court by her April 22, 2016 deadline. The undersigned then issued a scheduling order allowing petitioner until May 23, 2016, to file a status report regarding her diagnosis, her appointment with Dr. Gu, and her intention to remain in the program. Order dated May 13, 2016 (ECF No. 12). Two weeks after petitioner again missed her deadline, the undersigned issued an Order to Show Cause. Order to Show Cause dated May 24, 2016 (ECF No. 13). Petitioner was ordered to file a response by Friday, June 24, 2016, and was warned that if she failed to do so that her case would be dismissed. Petitioner did not file a response to the Order to Show Cause, and the Court has not received any communication from petitioner or her attorney since February 20, 2016. See Status Report dated Feb. 20, 2016 (ECF No. 10).

To receive compensation under the Program, petitioner must prove either: 1) that she suffered a “Table Injury”—i.e., an injury falling within the Vaccine Injury Table—corresponding to a vaccination, or 2) that she suffered an injury that was actually caused by a vaccine. See §§ 300aa-13(a)(1)(A) and 300aa-11(c)(1). An examination of the record did not uncover any evidence that petitioner suffered a “Table Injury,” nor does petitioner allege that she suffered a “Table Injury.” Further, the record does not contain any persuasive evidence indicating that petitioner’s injury was caused by the vaccinations she received on November 2, 2012.

Under the Vaccine Act, a petitioner may not be awarded compensation based solely on the petitioner’s claims. Rather, the petition must be supported by either medical records or by the opinion of a competent physician. § 300aa-13(a)(1). In this case, because the medical records are insufficient to establish entitlement to compensation, a medical opinion must be offered in support. However, petitioner has not filed an expert report or made any indication that she intends to pursue her claim in over four months, despite the undersigned’s numerous Orders.

Accordingly, it is clear from the record in this case that petitioner has failed to demonstrate either that she suffered a “Table Injury” or that her injuries were caused-in-fact by one or more of his vaccinations. **Thus, this case is dismissed for insufficient proof. In the absence of a motion for review, the Clerk shall enter judgment accordingly.**

IT IS SO ORDERED.

s/Nora Beth Dorsey
Nora Beth Dorsey
Chief Special Master