



- \$140,000.00 for actual and projected pain and suffering;
- \$20,000.00 for certain unreimbursable expenses petitioner will incur in the future as a result of her vaccine-related injury; and
- \$167.69 for past unreimbursable expenses.

Proffer at 1. In the Proffer, respondent represented that petitioner agrees with the proffered award. Based on the record as a whole, the undersigned finds that petitioner is entitled to an award as stated in the Proffer.

Pursuant to the terms stated in the attached Proffer, **the undersigned awards petitioner a lump sum payment of \$160,167.69 in the form of a check payable to petitioner, Kathryn Stacy.** This amount represents compensation for all damages that would be available under § 300aa-15(a).

The clerk of the court is directed to enter judgment in accordance with this decision.<sup>3</sup>

**IT IS SO ORDERED.**

**s/Nora Beth Dorsey**  
Nora Beth Dorsey  
Chief Special Master

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<sup>3</sup> Pursuant to Vaccine Rule 11(a), entry of judgment can be expedited by the parties' joint filing of notice renouncing the right to seek review.

**IN THE UNITED STATES COURT OF FEDERAL CLAIMS  
OFFICE OF SPECIAL MASTERS**

KATHRYN STACY,	)	
	)	
Petitioner,	)	
	)	
v.	)	No. 16-190V (ECF)
	)	Chief Special Master Dorsey
	)	
SECRETARY OF HEALTH	)	
AND HUMAN SERVICES,	)	
	)	
Respondent.	)	

**RESPONDENT'S PROFFER ON AWARD OF COMPENSATION**

In her Ruling on Entitlement issued on April 11, 2016, the Chief Special Master found that a preponderance of the evidence indicates that petitioner, Kathryn Stacy, suffered a shoulder injury related to vaccine administration (“SIRVA”), which was causally-related to the flu vaccination she received on October 15, 2015. The parties have now addressed the amount of compensation to be awarded in this case.

**I. Compensation**

Based upon the evidence of record, respondent proffers that petitioner should be awarded a lump sum of \$160,167.69, consisting of \$140,000.00 for actual and projected pain and suffering, \$20,000.00 for certain unreimbursable expenses petitioner will incur in the future as a result of her vaccine-related injury, and past unreimbursable expenses in the amount of \$167.69. These amounts represent all elements of compensation to which petitioner would be entitled under 42 U.S.C. § 300aa-15(a).<sup>1</sup> Petitioner agrees.

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<sup>1</sup> Should petitioner die prior to entry of judgment, respondent would oppose any award for future medical expenses, future lost earnings, and future pain and suffering, and the parties reserve the right to move the Court for appropriate relief.

**II. Form of the Award**

The parties recommend that the compensation provided should be made through a lump sum payment in the form of a check for \$160,167.69, payable to petitioner.

Respectfully submitted,

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