



On February 28, 2019, Respondent filed a Rule 4(c) Report (“Resp’t’s Rep.”) in which he conceded that Petitioner is entitled to compensation for her claim of GBS. Resp’t’s Rep., ECF No. 26. Specifically, Respondent stated that the medical evidence demonstrates Petitioner has “satisfied the criteria set forth in the Vaccine Injury Table (“Table”) and the Qualifications and Aids to Interpretation (“QAI”).” *Id.* at 4. Accordingly, Respondent concluded that Petitioner is entitled to an award of damages limited to Petitioner’s “GBS and its related sequelae only.” *Id.*

In light of Respondent’s concession, I issued a Ruling on Entitlement on March 1, 2019. ECF No. 27. I subsequently ordered the parties to inform the Court on their progress towards resolving damages. *See* Damages Order, ECF No. 29.

Respondent filed a proffer on April 30, 2019 (ECF No. 32), agreeing to issue the following payments:

- a. a lump sum payment of **\$211,006.94**.

These amounts represent all elements of compensation for all damages that would be available under § 300aa-15(a).

I adopt the parties’ proffer attached hereto, and award compensation in the amount and on the terms set forth therein. I, therefore, award compensation in the amount of **a lump sum payment of \$211,006.94, in the form of a check payable to Petitioner, Rhonda Meade.**

The clerk of court is directed to enter judgment in accordance with this decision.<sup>4</sup>

Any questions regarding this Order may be directed to my law clerk, Ahmed Almodallal, by email at [Ahmed\\_Almodallal@cfc.uscourts.gov](mailto:Ahmed_Almodallal@cfc.uscourts.gov).

**IT IS SO ORDERED.**

**/s/ Katherine E. Oler**  
Katherine E. Oler  
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.

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

RHONDA MEADE,

Petitioner,

v.

SECRETARY OF HEALTH AND  
HUMAN SERVICES,

Respondent.

No. 17-1633V  
Special Master Oler  
ECF

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

On October 30, 2017, Rhonda Meade (“petitioner”) filed a petition for compensation (“Petition”) under the National Childhood Vaccine Injury Act of 1986, 42 U.S.C. §§ 300aa-1 to -34 (“Vaccine Act” or “Act”), as amended. She then filed an Amended Petition setting forth a more detailed recitation of the facts on March 1, 2018. Respondent conceded petitioner’s entitlement to compensation in his Rule 4(c) Report filed on February 28, 2019. Based on Respondent’s Rule 4(c) Report, on March 1, 2019, the Special Master found petitioner entitled to compensation.

**I. Items of Compensation**

**A. Pain and Suffering**

Respondent proffers that petitioner should be awarded \$200,000.00 in actual and projected pain and suffering. This amount reflects that any award for projected pain and suffering has been reduced to net present value. *See* 42 U.S.C. § 300aa-15(a)(4). Petitioner agrees.

**B. Past Unreimbursable Expenses**

Evidence supplied by petitioner documents her expenditure of past unreimbursable expenses related to her vaccine-related injury. Respondent proffers that petitioner should be awarded past unreimbursable expenses in the amount of \$11,006.94. Petitioner agrees.

**II. Form of the Award**

Respondent recommends that the compensation provided to petitioner should be made through a lump sum payment of **\$211,006.94**, representing compensation for pain and suffering (\$200,000.00) and past unreimbursable expenses (\$11,006.94), in the form of a check payable to petitioner.<sup>1</sup> This lump sum payment represents all elements of compensation to which petitioner would be entitled under 42 U.S.C. § 300aa-15(a). Petitioner agrees.

Petitioner is a competent adult. Evidence of guardianship is not required in this case.

Respectfully submitted,

JOSEPH H. HUNT  
Assistant Attorney General

C. SALVATORE D’ALESSIO  
Acting Director  
Torts Branch, Civil Division

CATHARINE E. REEVES  
Deputy Director  
Torts Branch, Civil Division

ALEXIS B. BABCOCK  
Assistant Director  
Torts Branch, Civil Division

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

/s Jennifer L. Reynaud  
JENNIFER L. REYNAUD  
Trial Attorney  
Torts Branch, Civil Division  
U.S. Department of Justice  
P.O. Box 146  
Benjamin Franklin Station  
Washington, D.C. 20044-0146  
(202) 305-1586

DATED: April 30, 2019