

Petition (“Pet.”) at 1, ECF No. 1. Petitioner filed her statement of completion on December 12, 2017. ECF No. 8.

On November 19, 2018, Respondent filed a Rule 4(c) Report. ECF No. 22. Respondent stated that Petitioner had not satisfied her burden of proof, specifically noting that she did not appear to have suffered any residual effects for more than six months after vaccination and failed to establish causation-in-fact. *Id.* at 6-8. Respondent concluded that “this case is not appropriate for compensation under the Vaccine Act.” *Id.* at 10.

On November 20, 2018, I asked Petitioner to file a status report indicating how she would like to proceed, considering Respondent’s Rule 4(c) Report. Petitioner filed a status report requesting time to obtain an expert report on December 19, 2018. ECF No. 23. On February 19, 2019, I granted Petitioner’s motion for an extension to obtain an expert report until April 19, 2019. ECF No. 24. Petitioner has not filed an expert report in this case.

On March 20, 2019, Petitioner filed the present motion to dismiss her claim, indicating that “[she] has been unable to secure evidence to prove entitlement to compensation in the [V]accine [P]rogram.” *See* Petitioner’s Motion for Decision Dismissing the Petition, ECF No. 25.

To receive compensation under the Vaccine Program, a petitioner must prove either (1) that she suffered a “Table Injury” – i.e., an injury falling within the Vaccine Injury Table – corresponding to one of his vaccinations, or (2) that she suffered an injury that was actually caused by a vaccine. *See* Sections 13(a)(1)(A) and 11(c)(1). Moreover, under the Vaccine Act, a petitioner may not receive a Vaccine Program award based solely on her claims alone. Rather, the petition must be supported by either medical records or by the opinion of a competent medical expert. Section 13(a)(1). In this case, however, there is insufficient evidence in the record for Petitioner to meet her burden of proof. Petitioner’s claim therefore cannot succeed and in accordance with her motion, must be dismissed. Section 11(c)(1)(A).

Thus, this case is dismissed for insufficient proof. The Clerk shall enter judgment accordingly.

IT IS SO ORDERED.

/s/ Katherine E. Oler
Katherine E. Oler
Special Master