

On November 2, 2021, I ruled that the onset of Petitioner's shoulder injury occurred within 48 hours of vaccination and that she received the vaccination in her right arm. ECF No. 45 at 2. On April 18, 2022, Respondent filed an amended Rule 4(c) Report. Amended Resp't's Rep., ECF No. 52.

In the Amended Rule 4(c) Report, Respondent stated that "in light of the Special Master's Findings of Fact, and medical record evidence submitted in this case, DCP has concluded that petitioner suffered SIRVA as defined by the Vaccine Injury Table." Amended Resp't's Rep at 5. Respondent further stated that "based on the record as it now stands and subject to his right to appeal the Findings of Fact, respondent does not dispute that petitioner has satisfied all legal prerequisites for compensation under the Act. 42 U.S.C. § 300aa-13". *Id.* at 6. Respondent requested that I decide the issue of entitlement based on the existing record. *Id.* at 7.

In view of Respondent's position and the evidence of record, I find that the Petitioner is entitled to compensation.

IT IS SO ORDERED.

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