

On February 22, 2022, I ruled that the onset of Petitioner's shoulder injury occurred within 48 hours of vaccination. ECF No. 39 at 8. On April 1, 2022, Respondent filed an amended Rule 4(c) Report. Amended Resp't's Rep., ECF No. 41.

In the Amended Rule 4(c) Report, Respondent stated that "he will not defend this case on other grounds during further proceedings before the Office of Special Masters," but reserved his right to appeal the factual finding. Amended Resp't's Rep. at 2. Respondent indicated that Petitioner "has otherwise satisfied the legal prerequisites for compensation under the Vaccine Act." *Id.* Respondent requested that I decide the issue of entitlement based on the existing record. *Id.*

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