

On November 13, 2025, Respondent filed a proffer proposing an award of compensation. Proffer, dated Nov. 13, 2025 (ECF No. 96). I have reviewed the filing, and, based upon that review, I conclude that the Respondent's proffer (as attached hereto) is reasonable. I therefore adopt it as my Decision in awarding damages on the terms set forth therein.

The proffer awards:

- **\$500,000.00**, representing compensation for pain and suffering (\$250,000.00) and the statutory death benefit (\$250,000.00), to Petitioner Ye Xia, as administrator/personal representative of the estate of S.L., to be paid through an ACH deposit to Petitioner's counsel's IOLTA account for prompt disbursement;³ and
- **\$4,530.37**, reflecting medical costs Petitioner incurred in past reimbursable expenses related to S.L.'s alleged vaccine-related injury and death, also to be paid through an ACH deposit to Petitioner's counsel's IOLTA account for prompt disbursement.

Proffer at 2. This amount represents compensation for all damages elements under 42 U.S.C. § 300aa-15(a) to which Petitioner is entitled.

I approve a Vaccine Program award in the requested amount set forth above to be made to Petitioner (in a total lump sum payment of **\$504,530.37**). In the absence of a Motion for Review filed pursuant to RCFC Appendix B, the Clerk of the Court is directed to enter judgment herewith.⁴

IT IS SO ORDERED.

/s/ Brian H. Corcoran
Brian H. Corcoran
Chief Special Master

³ Petitioner also represents that she presently is, or within 90 days of the date of judgment will become, duly authorized to serve as administrator/personal representative of S.L.'s estate under the laws of the State of Ohio. No payments shall be made until Petitioner provides Respondent with documentation establishing that she has been appointed as the administrator/personal representative of S.L.'s estate. If Petitioner is not authorized by a court of competent jurisdiction to serve as administrator/personal representative of the estate of S.L., any such payment shall be made to the party or parties appointed by a court of competent jurisdiction to serve as administrator(s)/personal representative(s) of the estate of S.L. upon submission of written documentation of such appointment to respondent.

⁴ Pursuant to Vaccine Rule 11(a), the parties may expedite entry of judgment by each filing (either jointly or separately) a notice renouncing their right to seek review.

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

YE XIA, administrator of the estate of S.L.,
deceased,

Petitioner,

v.

SECRETARY OF HEALTH
AND HUMAN SERVICES,

Respondent.

No. 20-1924 (ECF)

Chief Special Master Corcoran

PROFFER ON AWARD OF COMPENSATION

I. Procedural History

On December 21, 2020, Ye Xia (“petitioner”), on behalf of her deceased daughter, S.L., filed a petition for compensation under the National Childhood Vaccine Injury Act of 1986, 42 U.S.C. §§ 300aa-1 to -34 (“Vaccine Act” or “Act”), alleging that an influenza vaccination administered to S.L. on February 1, 2020, caused her to suffer a neurological injury resulting in her death. ECF Doc. 1. On August 29, 2025, the Chief Special Master issued a Ruling on Entitlement (ECF Doc. 90), finding that petitioner has established entitlement to compensation under the Act for S.L.’s death.

Respondent now proffers that petitioners receive the compensation award described below.¹

¹ The parties have no objection to the amount of the proffered award of damages. However, respondent reserves his right, pursuant to 42 U.S.C. § 300aa-12(f), to seek review of the Special Master’s August 29, 2025 Ruling on Entitlement, finding petitioner entitled to an award under the Vaccine Act. This right accrues following the issuance of the damages decision.

II. Items of Compensation

A. Pain and Suffering

Based upon the evidence of record, respondent proffers that petitioner, as administrator/legal representative of S.L.'s estate, should be awarded \$250,000.00 for S.L.'s actual pain and suffering. *See* 42 U.S.C. § 300aa-15(a)(4). Petitioner agrees.

B. Past Unreimbursable Expenses

Petitioner has supplied evidence that she incurred past unreimbursable expenses related to S.L.'s alleged vaccine-related injury and death. Respondent proffers that petitioner should be awarded past unreimbursable expenses in the amount of \$4,530.37. *See* 42 U.S.C. § 300aa-15(a)(1)(B). Petitioner agrees.

C. Death Benefit

Respondent proffers that petitioner, as administrator/legal representative of S.L.'s estate, should be awarded the \$250,000.00 statutory death benefit. *See* 42 U.S.C. § 300aa-15(a)(2). Petitioner agrees.

These amounts represent compensation for all elements of damages to which petitioner is entitled under 42 U.S.C. § 300aa-15(a).² Petitioner agrees.

III. Form of the Award

The parties recommend that the compensation provided to petitioner should be made through two lump sum payments, as described below, and respectfully request that the Chief Special Master's decision and the Court's judgment award the following:

² This proffer does not include attorneys' fees and costs available under 42 U.S.C. § 300aa-15(e).

1. A lump sum payment of **\$500,000.00** to be paid through an ACH deposit to petitioner's counsel's IOLTA account for prompt disbursement to petitioner, Ye Xia, as administrator/personal representative of the estate of S.L.³
2. A lump sum payment of **\$4,530.37** to be paid through an ACH deposit to petitioner's counsel's IOLTA account for prompt disbursement to petitioner.

Respectfully submitted,

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Assistant Attorney General

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Director
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HEATHER L. PEARLMAN
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ALEXIS B. BABCOCK
Assistant Director
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s/Voris E. Johnson, Jr.
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Date: November 13, 2025

³ Petitioner represents that she presently is, or within 90 days of the date of judgment will become, duly authorized to serve as administrator/personal representative of S.L.'s estate under the laws of the State of Ohio. No payments shall be made until petitioner provides respondent with documentation establishing that she has been appointed as the administrator/personal representative of S.L.'s estate. If petitioner is not authorized by a court of competent jurisdiction to serve as administrator/personal representative of the estate of S.L., any such payment shall be made to the party or parties appointed by a court of competent jurisdiction to serve as administrator(s)/personal representative(s) of the estate of S.L. upon submission of written documentation of such appointment to respondent.