

Consistent with the terms in the attached Proffer, I hereby award the following in compensation for damages:

- A) A lump sum payment of \$150,000.00 to be paid through an ACH deposit to petitioner's counsel's IOLTA account for prompt disbursement to petitioner, Kathryn Ann Weeks.**

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

The Clerk of the Court is directed to **ENTER JUDGMENT** in accordance with this decision.³

IT IS SO ORDERED.

s/Thomas L. Gowen
Thomas L. Gowen
Special Master

³ Entry of judgment is expedited by each party's filing notice renouncing the right to seek review. Vaccine Rule 11(a).

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

KATHRYN ANN WEEKS, *
 *
 Petitioner, * **No. 22-1373V**
 * **Special Master Gowen**
 v. * **ECF**
 *
SECRETARY OF HEALTH AND *
HUMAN SERVICES, *
 *
 Respondent. *

PROFFER ON AWARD OF COMPENSATION¹

On September 26, 2022, Kathryn Ann Weeks (“petitioner”) 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”), as amended, alleging that she developed Guillain-Barré Syndrome (“GBS”) following an influenza (“flu”) vaccination she received on September 29, 2020. Petition at 1 (ECF No. 1). On July 11, 2023, the Secretary of Health and Human Services (“respondent”) filed his Rule 4(c) Report indicating that this case is appropriate for compensation under the terms of the Act for a GBS Table injury. ECF No. 18. On July 13, 2023, the Chief Special Master issued a Ruling on Entitlement finding that petitioner is entitled to vaccine compensation.² ECF No. 19.

I. Items of Compensation

Based on the evidence of record, respondent proffers that petitioner should be awarded \$150,000.00 in pain and suffering. *See* 42 U.S.C. § 300aa-15(a)(4). Petitioner agrees.

¹ This Proffer does not include attorneys’ fees and costs, which the parties intend to address after the Damages Decision is issued.

² This case was subsequently transferred to Special Master Thomas Gowen on May 7, 2024. ECF No. 29.

This amount represents all elements of compensation to which petitioner is entitled under 42 U.S.C. § 300aa-15(a). Petitioner agrees.

II. Form of the Award/Recommended Payment

The parties recommend that the compensation provided to petitioner should be made through one lump sum payment as described below and request that the Special Master's decision and the Court's judgment award the following:³

A lump sum payment of **\$150,000.00** to be paid through an ACH deposit to petitioner's counsel's IOLTA account for prompt disbursement to petitioner, Kathryn Ann Weeks.

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

Respectfully submitted,

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³ 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 lost earnings, and future pain and suffering.

/s/ Debra A. Filteau Begley
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