

Petitioner has characterized his request as arising under Vaccine Rule 21(b). Notice at 1. But because Respondent has not filed his Rule 4(c) Report, the notice is properly treated as one seeking voluntary dismissal under Rule 21(a)(1)(A), and I do so.

Accordingly, this case is dismissed without prejudice. **This Order hereby notifies the Clerk of the Court that proceedings “on the merits” of this Petition are now concluded, but no judgment “on the merits” pursuant to Vaccine Rule 11 for purposes of Section 21(a) of the Act shall issue.**

IT IS SO ORDERED.



Brian H. Corcoran
Chief Special Master