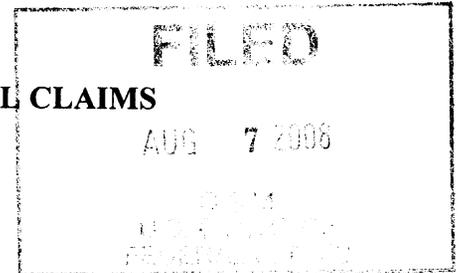


IN THE UNITED STATES COURT OF FEDERAL CLAIMS  
OFFICE OF SPECIAL MASTERS



N RE: CLAIMS FOR VACCINE  
INJURIES RESULTING IN AUTISM  
SPECTRUM DISORDER, OR A SIMILAR  
NEURODEVELOPMENTAL DISORDER,

Various Petitioners,

v.

SECRETARY OF HEALTH AND  
HUMAN SERVICES,

Respondent,

Case No. Autism Master File

**PSC NOTICE RE "MMR ONLY" TEST  
CASES**

**Special Master George Hastings**

This notice informs the Special Masters, pursuant to several recent status conferences, that the Petitioners' Steering Committee does not see a need for any additional "test cases" regarding theories of general causation in the Omnibus Autism Proceeding at this time. Specifically, the PSC agrees that the general causation evidence in the "MMR only" theory of causation currently scheduled to be heard in September 2008 would very likely be substantially similar to the MMR-related evidence presented during the first round of test cases in May, October and November 2007. Given the similarity of evidence and mechanism of injury between the "MMR only" and the "combined exposure" causation theories, there is no need for a separate round of test cases on the "MMR only" general causation evidence.

The PSC provides this notice with the understanding that any claimant may at any time proceed as an individual case for compensation under any theory as provided by statute and the rules of the NVICP, and that by foregoing additional test cases, the PSC does not in any way intend to limit the ability of any claimant in the OAP to pursue a compensation claim under any theory of causation whatsoever.

DATED this 6 day of August, 2008.

WILLIAMS LOVE O'LEARY & POWERS P.C.

By:



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**CERTIFICATE OF SERVICE**

I hereby certify that on August 6, 2008, I served the foregoing **PSC NOTICE RE "MMR ONLY" TEST CASES** on the following individual(s):

John Fabry, Esq.  
Williams Kherkher Hart Boundas, LLP  
8441 Gulf Freeway, Suite 600  
Houston, TX 77017-5001

Vincent Matanoski, Esq.  
US Department of Justice  
Torts Branch, Civil Division  
1425 New York Avenue NW  
Suite 3100  
Washington DC, 20005

By UPS next day delivery.

Petitioners specifically authorize the Court and the Office of Special Masters to post this document, and any attachments or exhibits thereto, on the Court/OSM website, expressly waiving any confidentiality as to the contents of these materials. Petitioners expressly wish to publicly disclose this filing in any other forum designated by the Court or the OSM.

WILLIAMS LOVE O'LEARY CRAINE & POWERS, P.C.



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Thomas B. Powers  
Of Attorneys for Petitioners' Steering Committee

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August 6, 2008

ORIGINAL



VIA UPS DELIVERY

Clerk  
United States Court of Federal Claims  
717 Madison Place, NW  
Washington, D.C. 20005

Re: In Re: Claims for Vaccine Injuries Resulting in Autism Spectrum Disorder, or a Similar  
Neurodevelopmental Disorder v. Secretary of Health And Human Services  
Autism Master File  
Our File No. 054500 - Omnibus Autism Proceeding

Dear Clerk of Court:

Enclosed for filing please find the original and two copies of PSC Notice re "MMR Only" Test  
Cases. Thank you.

Very truly yours,

Lynne A. Shea  
Paralegal to Thomas B. Powers

Enclosures

cc: Certificate of Service