

42 C.F.R. § 100.3(a)(I).

On July 10, 2009, counsel for both parties filed a Stipulation of Fact Concerning Attorneys' Fees and Costs (Stipulation) stating that a decision should be entered awarding attorneys' fees and costs in the total amount of \$56,741.00. The Stipulation reflects that petitioner's counsel informally submitted his Attorneys' Fees and Costs Application to respondent on April 2, 2009. Stipulation ¶2. In addition, the Stipulation notes that respondent raised objections to certain items in petitioner's application. Id. Based on discussions between the parties, petitioner's counsel amended his application for attorneys' fees and costs accordingly, to the amount that is reflected in the current stipulation.

On July 15, 2009, petitioner's counsel filed a General Order No. 9 on behalf of his client, which confirmed that petitioner had incurred no out-of-pocket expenses in this case.

The Vaccine Act permits an award of reasonable attorneys' fees and costs. 42 U.S.C. § 300 aa-15(e). Based on the reasonableness of petitioner's counsel's request and respondent's election not to object to the request, the undersigned **GRANTS** the attorneys' fees and costs as outlined in the Stipulation of Fact filed on June 10, 2009.

The undersigned awards petitioner \$56,741.00 in fees and costs.

Therefore, in the absence of a motion for review filed pursuant to RCFC Appendix B, the clerk of the court **SHALL ENTER JUDGMENT** in petitioner's favor in the amount of \$56,741.00 in attorneys' fees and attorneys' costs.³ The judgment shall reflect that a check shall be made payable jointly to the Donald P. Edwards law firm and to petitioner.

IT IS SO ORDERED.

Patricia E. Campbell-Smith
Special Master

³ Pursuant to Vaccine Rule 11(a), entry of judgment is expedited by the parties' joint filing of notice renouncing the right to seek review.