

OFFICE OF SPECIAL MASTERS

(Filed: March 9, 2006)

LISA DIPIPPA and PATRICK DIPIPPA,)	
as legal representatives of their son,)	
LOUIS DIPIPPA,)	
)	
Petitioners,)	
)	
v.)	No. 03-2347V
)	DO NOT PUBLISH
SECRETARY OF)	
HEALTH AND HUMAN SERVICES,)	
)	
Respondent.)	
)	

DECISION ON ATTORNEY’S FEES AND COSTS¹

Petitioners, Lisa DiPippa and Patrick DiPippa (the DiPippas), as legal representatives of their son, Louis DiPippa (Louis), seek an award of \$9,538.61 in attorney’s fees and attorney’s costs for an action that they pursued successfully under the National Vaccine Injury Compensation Program (Program).² See Notice of Filing Documents, filed January 12, 2006, Affidavit of Services (Fee Petition), ¶ 6. The DiPippas represent that they did not incur any personal expenses as defined by General Order No. 9. See Notice of Filing Documents, filed January 12, 2006, Exhibit C. Respondent notified informally the special master that respondent does not object.

Because the DiPippas received Program compensation, the Act mandates the award of “reasonable attorneys’ fees” and “other costs.” § 300aa-15(e)(1). The special master has reviewed

¹ As provided by Vaccine Rule 18(b), each party has 14 days within which to request redaction “of any information furnished by that party (1) that is trade secret or commercial or financial information and is privileged or confidential, or (2) that are medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of privacy.” Vaccine Rule 18(b). Otherwise, “the entire decision” will be available to the public. *Id.*

² The statutory provisions governing the Vaccine Program are found in 42 U.S.C. §§ 300aa-10 *et seq.* For convenience, further reference will be to the relevant section of 42 U.S.C.

carefully the Fee Petition. Based upon his experience, he determines that an award of \$9,538.61 is appropriate.

In the absence of a motion for review filed under RCFC Appendix B, the clerk of court shall enter judgment in the DiPippas' favor for \$9,538.61. The judgment shall provide that the DiPippas' attorney of record, Mindy Michaels Roth, Esq. (Ms. Roth), may collect \$9,538.61 from the DiPippas. Under Vaccine Rule 11(a), the parties may expedite entry of judgment by filing a joint notice renouncing the right to seek review.

The clerk of court shall send the DiPippas' copy of this decision to the DiPippas by overnight express delivery.

John F. Edwards
Special Master