

In the United States Court of Federal Claims

OFFICE OF SPECIAL MASTERS

No. 98-797V

Filed: May 30, 2006

NOT TO BE PUBLISHED

TODD NILSON, parent and legal guardian of *
JOSEPH EDWARD NILSON, deceased, *

Petitioner, *

v. *

Attorney's Fees and Costs;
Stipulation

SECRETARY OF THE DEPARTMENT OF *
HEALTH AND HUMAN SERVICES, *

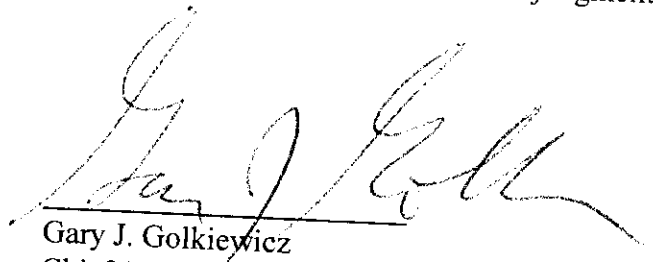
Respondent. *

ATTORNEY'S FEES AND COSTS DECISION¹

GOLKIEWICZ, Chief Special Master.

On May 23, 2006, the parties to the above captioned case filed a Stipulation memorializing their agreement as to the reasonable award of attorney's fees and costs in this case. The court hereby **grants** the parties' said Stipulation. The Clerk shall enter judgment accordingly.²

IT IS SO ORDERED.



Gary J. Golkiewicz
Chief Special Master

¹The undersigned intends to post this decision on the United States Court of Federal Claims's website, in accordance with the E-Government Act of 2002, Pub. L. No. 107-347, 116 Stat. 2899, 2913 (Dec. 17, 2002). 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.

²Pursuant to Vaccine Rule 11(a), the parties can expedite entry of judgment by each party filing a notice renouncing the right to seek review by a United States Court of Federal Claims judge.

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

OFFICE OF SPECIAL MASTERS

RECEIVED & FILED
MAY 23 2006
OSM
OFFICE OF THE CLERK
U.S. COURT OF FEDERAL CLAIMS

TODD NILSON, Parent and Legal)
Guardian of JOSEPH EDWARD NILSON,)
Deceased,)
Petitioner,) No. 98-797
v.) Chief Special Master
) Gary Golkeiwicz
)
)
SECRETARY OF HEALTH AND)
HUMAN SERVICES,)
Respondent.)


STIPULATION OF FACT CONCERNING ATTORNEY'S FEES AND COSTS

It is hereby stipulated by and between the parties, the following factual matters:

1. Richard H. Moeller is the attorney of record for petitioner, Todd Nilson.
2. The total attorney's fees and costs incurred by petitioner's attorney, Mr. Moller is \$41,339.06.
3. The parties further stipulate that total costs incurred by petitioner is \$13,109.54.
4. The parties now agree that a decision should be entered awarding the attorney's fees and costs described in paragraphs 2 and 3 of this Stipulation.

Respectfully submitted,

ATTORNEY OF RECORD FOR
PETITIONER:

 05/15/06

RICHARD H. MOELLER
Berenstein, Moore, Berenstein,
Heffernan & Moeller, L.L.P.
300 U.S. Bank Building
P.O. Box 3207
Sioux City, Iowa 51102-3207
(712) 252-0020

ATTORNEY OF RECORD FOR
RESPONDENT:



LINDA S. RENZI
Senior Trial Counsel
Torts Branch, Civil Division
U.S. Department of Justice
P.O. Box 146
Benjamin Franklin Station
Washington, D.C. 20044-0146
(202) 616-616-4133

Dated: 5/29/06