

In the United States Court of Federal Claims

OFFICE OF SPECIAL MASTERS

No. 09-603 V

Filed: April 25, 2011

Not for Publication

MORGAN BARNES,

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Petitioner,

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Attorneys' Fees and Costs

v.

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SECRETARY OF THE DEPARTMENT
OF HEALTH AND HUMAN SERVICES,

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Respondent.

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Ronald C. Homer, Boston, MA, for petitioner.

Debra F. Begley, Washington, D.C., for respondent.

MILLMAN, Special Master

DECISION AWARDING ATTORNEYS' FEES AND COSTS¹

On April 25, 2011, Petitioner filed Petitioner's Unopposed Amended Application for Attorneys' Fees and Costs. Petitioner requests **\$18,933.84** in attorneys' fees, and **\$219.87** in attorneys' costs, for a total of **\$19,153.71** in attorneys' fees and costs. Respondent's counsel has indicated that her client will not object to the figures found therein.

In accordance with the General Order #9 requirements, petitioner states she incurred **\$346.29** in costs to pursue her petition.

¹ Because this unpublished decision contains a reasoned explanation for the special master's action in this case, the special master intends to post this unpublished decision on the United States Court of Federal Claims's website, in accordance with the E-Government Act of 2002, Pub.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). Vaccine Rule 18(b) states that all decisions of the special masters will be made available to the public unless they contain trade secrets or commercial or financial information that is privileged and confidential, or medical or similar information whose disclosure would constitute a clearly unwarranted invasion of privacy. When such a decision is filed, petitioner has 14 days to identify and move to delete such information prior to the document's disclosure. If the special master, upon review, agrees that the identified material fits within the banned categories listed above, the special master shall delete such material from public access.

The court finds the amounts requested by Petitioner to be reasonable.

The court hereby adopts the unopposed amended application and awards compensation in the amount set forth therein. The court awards **\$19,153.71**, representing reimbursement for \$18,933.84 in Attorneys' Fees and \$219.87 in Attorneys' Costs, in the form of a check made payable jointly to petitioner and the law firm of Conway, Homer & Chin-Caplan, P.C.. The court also awards **\$346.29**, representing reimbursement for petitioner's costs, in the form of a check made payable solely to petitioner.

In the absence of a motion for review filed pursuant to RCFC Appendix B, the clerk of the court is directed to enter judgment herewith.²

IT IS SO ORDERED.

Dated: April 25, 2011

/s/ Laura D. Millman
Laura D. Millman
Special Master

² Pursuant to Vaccine Rule 11(a), entry of judgment can be expedited by each party's filing a notice renouncing the right to seek review.