

In the United States Court of Federal Claims
OFFICE OF SPECIAL MASTERS

No. 10-79V
Filed: September 21, 2011
Unpublished

████████████████████,

Petitioner,

v.

SECRETARY OF THE DEPARTMENT
OF HEALTH AND HUMAN SERVICES,

Respondent.

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* Stipulation; Influenza vaccine;
* Guillain-Barré Syndrome, GBS
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Anne Carrion Toale, Maglio, Christopher & Toale, Sarasota, F.L., for Petitioner.
Linda Sara Renzi, U.S. Department of Justice, Washington, D.C., for Respondent.

DECISION¹

GOLKIEWICZ, Special Master.

On September 21, 2011, the parties to the above-captioned case filed a Stipulation memorializing their agreement as to the appropriate amount of compensation in this case. Petitioner alleges that he suffered Guillain-Barré Syndrome, GBS, as a consequence of the influenza vaccination he received on September 26, 2009. Petitioner further alleges that he experienced the residual effects of the injury for more than six months. Respondent denies that petitioner developed GBS as a result of his influenza vaccine and denies petitioner’s current disabilities are sequelae of a vaccine-related injury. Nonetheless, the parties agreed informally to resolve this matter. Stipulation, filed September 21, 2011.

The court hereby **ADOPTS** the parties’ said Stipulation, attached hereto, and awards compensation in the amount and on the terms set forth therein. **Specifically, petitioner is**

¹ The undersigned intends to post this decision on the website for the United States Court of Federal Claims, 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 a trade secret or commercial or financial in substance and is privileged or confidential; or (2) that includes medical files or 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. Any motion for redaction must be filed by no later than fourteen (14) days after filing date of this filing.** Further, consistent with the statutory requirement, a motion for redaction must include a proposed redacted decision, order, ruling, etc.

awarded a lump sum of \$315,000.00 in the form of a check payable to petitioner. See Stipulation, ¶ 8.

The Clerk of the Court is directed to enter judgment accordingly.

IT IS SO ORDERED.²

s/ Gary J. Golkiewicz
Gary J. Golkiewicz
Special Master

² This document constitutes a final “decision” in this case pursuant to 42 U.S.C. § 300aa-12(d)(3)(A). Unless a motion for review of this decision is filed within 30 days, the Clerk of the Court shall enter judgment in accord with this decision. Pursuant 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.